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**JOURNAL**  
OF THE  
**House of Representatives**  
OF THE  
**GENERAL ASSEMBLY**  
OF THE  
**STATE OF NORTH CAROLINA**

**SESSION 1961**



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# OFFICERS AND MEMBERS

## OF THE

# House of Representatives

## REGULAR SESSION 1961

JOSEPH M. HUNT, JR., *Speaker*.....Greensboro, Guilford County  
 MRS. ANNIE E. COOPER, *Principal Clerk*.....Raleigh, Wake County  
 W. J. (BILLY) ARTHUR, *Reading Clerk*.....Chapel Hill, Orange County  
 JOSEPH H. WARREN, *Sergeant-at-Arms*.....Prospect Hill, Caswell County

### REPRESENTATIVES

NAME	POST OFFICE	COUNTY
IKE F. ANDREWS (D)	Siler City	Chatham
J. THURSTON ARLEDGE (D)	Tryon	Polk
ALLEN C. BARBEE (D)	Spring Hope	Nash
IRWIN BELK (D)	Charlotte	Mecklenburg
D. G. BELL (D)	Morehead City	Carteret
H. CLIFTON BLUE (D)	Aberdeen	Moore
JOHN R. BOGER, JR. (D)	Concord	Cabarrus
ROLAND C. BRASWELL (D)	Goldsboro	Wayne
DAVID M. BRITT (D)	Fairmont	Robeson
EUGENE C. BROOKS, III (D)	Durham	Durham
ALBERT G. BYRUM (D)	Edenton	Chowan
ROBERT E. CALDER (D)	Wilmington	New Hanover
A. VANCE CHOATE (D)	Sparta	Alleghany
ROY C. COATES (D)	Smithfield	Johnston
MURRAY COFFEY (R)	Blowing Rock	Watauga
WM. CHARLES COHOON (D)	Columbia	Tyrrell
MRS. W. N. COOK (R)	Franklin	Macon
DANNY M. COURTNEY (D)	Lenoir	Caldwell
I. C. CRAWFORD (D)	Asheville	Buncombe
JAMES C. DAVIS (D)	China Grove	Rowan
DR. RACHEL D. DAVIS, III (D)	Kinston	Lenoir
NED DELAMAR (D)	Oriental	Pamlico
STEVE DOLLEY, JR. (D)	Gastonia	Gaston
DAN L. DRUMMOND (D)	Winston-Salem	Forsyth
JOE E. EAGLES (D)	Macclesfield	Edgecombe
HOYLE T. EFIRD (D)	Gastonia	Gaston
CLIFTON W. EVERETT (D)	Bethel	Pitt
M. KEITH FEARING, JR. (D)	Manteo	Dare
JACK FELMET (D)	Waynesville	Haywood
C. D. FERRELL (D)	Elizabeth City	Pasquotank
MRS. TRESSIE P. FLETCHER (R)	Taylorsville	Alexander
S. BUNN FRINK (D)	Southport	Brunswick
NICK GALIFIANAKIS (D)	Durham	Durham
C. ROBY GARNER (R)	Asheboro	Randolph

## REPRESENTATIVES—Continued

NAME	POST OFFICE	COUNTY
F. L. GOBBLE (D)	Winston-Salem	Forsyth
PHILIP P. GODWIN (D)	Gatesville	Gates
JAMES C. GREEN (D)	Clarkton	Bladen
GORDON H. GREENWOOD (D)	Black Mountain	Buncombe
CARSON GREGORY (D)	Angier	Harnett
THORNE GREGORY (D)	Scotland Neck	Halifax
WALTON S. GRIGGS (D)	Point Harbor	Currituck
F. D. B. HARDING (R)	Yadkinville	Yadkin
HERBERT HARDY (D)	Maury	Greene
JOHN M. HARGETT (D)	Trenton	Jones
W. C. HARRIS, JR. (D)	Raleigh	Wake
CLYDE H. HARRISS (D)	Salisbury	Rowan
S. GLENN HAWFIELD (D)	Monroe	Union
JOHN T. HENLEY (D)	Hope Mills	Cumberland
ERNEST L. HICKS (D)	Charlotte	Mecklenburg
L. SNEED HIGH (D)	Fayetteville	Cumberland
J. HENRY HILL, JR. (D)	Hickory	Catawba
STEDMAN H. HINES (D)	Greensboro	Guilford
HARLON HOLCOMBE (D)	Burnsville	Yancey
MACK ISAAC (R)	Newland	Avery
ROGER R. JACKSON, JR. (D)	Harrellsville	Hertford
HUGH S. JOHNSON, JR. (D)	Rose Hill	Duplin
AUSTIN JONES (D)	West Jefferson	Ashe
JOHN Y. JORDAN, JR. (D)	Asheville	Buncombe
ED. KEMP (D)	High Point	Guilford
JOHN P. KENNEDY, JR. (D)	Charlotte	Mecklenburg
JOHN KERR, JR. (D)	Warrenton	Warren
ROGER C. KISER (D)	Laurinburg	Scotland
ARCHIE T. LANE, SR. (D)	Hertford	Perquimans
C. E. LEATHERMAN (D)	Lincolnton	Lincoln
ROBERT LEATHERWOOD, III (D)	Bryson City	Swain
LEONARD W. LLOYD (D)	Robbinsville	Graham
W. J. LUPTON (D)	Swan Quarter	Hyde
L. P. MARTIN, JR. (D)	Mocksville	Davie
N. L. MCFADYEN (D)	Raeford	Hoke
JOHN R. McLAUGHLIN (D)	Statesville	Iredell
A. A. McMILLAN (D)	Raleigh	Wake
R. D. McMILLAN, JR. (D)	Red Springs	Robeson
CALLIS L. McPHERSON (D)	South Mills	Camden
ASHLEY M. MURPHY (D)	Atkinson	Pender
TOM NEWMAN (D)	Clinton	Sampson
N. PALMER NICHOLSON (D)	Mt. Gilead	Richmond
WILLIAM L. OSTEEN (R)	Greensboro	Guilford
HOLLIS M. OWENS, JR. (D)	Rutherfordton	Rutherford
JACK PALMER, JR. (D)	Shelby	Cleveland
ELBERT S. PEEL, JR. (D)	Williamston	Martin
DR. J. M. PHELPS (D)	Creswell	Washington
M. GLENN PICKARD (D)	Burlington	Alamance
JACK H. POTTS (D)	Brevard	Transylvania
DWIGHT W. QUINN (D)	Kannapolis	Cabarrus
LISTON B. RAMSEY (D)	Marshall	Madison
JOHN T. RANDALL (R)	Hendersonville	Henderson
WILLIAM G. REID (D)	Pilot Mountain	Surry



## REPRESENTATIVES—Continued

NAME	POST OFFICE	COUNTY
ZENNIE L. RIGGS (D)	Jacksonville	Onslow
MRS. GRACE T. RODENBOUGH (D)	Walnut Cove	Stokes
B. I. SATTERFIELD (D)	Timberlake	Person
WAYLAND J. SERMONS (D)	Washington	Beaufort
DAN R. SIMPSON (R)	Morganton	Burke
JACK SLAGLE (R)	Spruce Pine	Mitchell
J. EUGENE SNYDER (R)	Lexington	Davidson
JAMES D. SPEED (D)	Louisburg	Franklin
C. WAYLAND SPRUILL (D)	Windsor	Bertie
T. E. STORY (R)	Wilkesboro	Wilkes
H. P. TAYLOR, JR. (D)	Wadesboro	Anson
C. BLAKE THOMAS (D)	Smithfield	Johnston
LACY H. THORNBURG (D)	Sylva	Jackson
JOHN W. UMSTEAD, JR. (D)	Chapel Hill	Orange
EARL W. VAUGHN (D)	Draper	Rockingham
JAMES B. VOGLER (D)	Charlotte	Mecklenburg
W. W. WALL (D)	Marion	McDowell
J. PAUL WALLACE (D)	Troy	Montgomery
JOE A. WATKINS (D)	Oxford	Granville
HERMAN H. WEST (R)	Marble	Cherokee
WAYNE G. WEST (R)	Warne	Clay
SAM L. WHITEHURST (D)	New Bern	Craven
CLYDE H. WHITLEY (R)	Albemarle	Stanly
J. SHELTON WICKER (D)	Sanford	Lee
ARTHUR W. WILLIAMSON (D)	Cerro Gordo	Columbus
EDWARD H. WILSON (D)	Blanche	Caswell
W. BRANTLEY WOMBLE (D)	Cary	Wake
WILLIAM Z. WOOD (D)	Winston-Salem	Forsyth
J. RAYNOR WOODARD (D)	Conway	Northampton
THOMAS H. WOODARD (D)	Wilson	Wilson
FRANK M. WOOTEN, JR. (D)	Greenville	Pitt
A. A. ZOLICOFFER, JR. (D)	Henderson	Vance



# HOUSE JOURNAL

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## SESSION 1961

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### FIRST DAY

HOUSE OF REPRESENTATIVES  
Wednesday, February 8, 1961

Be it remembered that the Constitution of the State of North Carolina fixes the date for the meeting of the General Assembly of North Carolina as being on the Wednesday after the first Monday in February, biennially, the date for this meeting being February 8, 1961.

This day, in compliance with the provisions of the Constitution, the members-elect of the House of Representatives assemble in their Hall in the City of Raleigh and at twelve o'clock noon, in accordance with the statutes, are called to order by the Honorable Thad Eure, Secretary of State.

Prayer is offered by the Reverend Phil Shore, Pastor of the First Methodist Church, Lexington, North Carolina, former Pastor of Speaker nominee Joseph M. Hunt, Jr.

The roll is called and the following members-elect answer to their names, appear with proper certificates of election, take and subscribe to the following prescribed oath of office, which is administered by Associate Justice R. Hunt Parker of the Supreme Court of North Carolina.

#### OATH OF MEMBERS OF THE HOUSE OF REPRESENTATIVES SESSION 1961

"I, solemnly swear that I will support the Constitution and Laws of the United States; and I solemnly and sincerely swear that I will be faithful and bear true allegiance to the State of North Carolina, and to the constitutional powers and authorities which are or may be established for the government thereof; and that I will endeavor to support, maintain, and defend the Constitution of said State, not inconsistent with the Constitution of the United States, to the best of my knowledge and ability; and I do further solemnly swear that I will faithfully discharge my duties as a member of the House of Representatives of the State of North Carolina according to the best of my skill and ability and according to law, so help me, God."



Oath administered February 8, 1961.

Sworn to and subscribed before me  
this 8th day of February, 1961.

S/R. Hunt Parker

Associate Justice of the Supreme  
Court of North Carolina.

MEMBERS OF THE HOUSE TAKING OATH

*Alamance*—M. Glenn Pickard

*Alexander*—Mrs. Tressie P. Fletcher

*Alleghany*—A. Vance Choate

*Anson*—H. P. Taylor, Jr.

*Ashe*—Austin Jones

*Avery*—Mack Isaac

*Beaufort*—Wayland J. Sermons

*Bertie*—C. Wayland Spruill

*Bladen*—James C. Green

*Brunswick*—S. Bunn Frink

*Buncombe*—I. C. Crawford

*Buncombe*—Gordon H. Greenwood

*Buncombe*—John Y. Jordan, Jr.

*Burke*—Dan R. Simpson

*Cabarrus*—John R. Boger, Jr.

*Cabarrus*—Dwight W. Quinn

*Caldwell*—Danny M. Courtney

*Camden*—Callis L. McPherson

*Carteret*—D. G. Bell

*Caswell*—Edward H. Wilson

*Catawba*—J. Henry Hill, Jr.

*Chatham*—Ike F. Andrews

*Cherokee*—Herman H. West

*Chowan*—Albert G. Byrum

*Clay*—Wayne G. West

*Cleveland*—Jack Palmer, Jr.

*Columbus*—Arthur W. Williamson

*Craven*—Sam L. Whitehurst

*Cumberland*—John T. Henley

*Cumberland*—L. Sneed High

*Currituck*—Walton S. Griggs

*Dare*—M. Keith Fearing, Jr.

*Davidson*—J. Eugene Snyder

*Davie*—L. P. Martin, Jr.

*Duplin*—Hugh S. Johnson, Jr.

*Durham*—Eugene C. Brooks, III

*Durham*—Nick Galifianakis

*Edgecombe*—Joe E. Eagles

*Forsyth*—Dan L. Drummond

*Forsyth*—F. L. Gobble

*Forsyth*—William Z. Wood

*Franklin*—James D. Speed

*Gaston*—Steve Dolley, Jr.  
*Gates*—Philip P. Godwin  
*Graham*—Leonard W. Lloyd  
*Granville*—Joe A. Watkins  
*Greene*—Herbert Hardy  
*Guilford*—Stedman H. Hines  
*Guilford*—Joseph M. Hunt, Jr.  
*Guilford*—Ed Kemp  
*Guilford*—William L. Osteen  
*Halifax*—Thorne Gregory  
*Harnett*—Carson Gregory  
*Haywood*—Jack Felmet  
*Henderson*—John T. Randall  
*Hertford*—Roger R. Jackson, Jr.  
*Hoke*—N. L. McFadyen  
*Hyde*—W. J. Lupton  
*Iredell*—John R. McLaughlin  
*Jackson*—Lacy H. Thornburg  
*Johnston*—Roy C. Coates  
*Johnston*—C. Blake Thomas  
*Jones*—John M. Hargett  
*Lee*—J. Shelton Wicker  
*Lenoir*—Dr. Rachel D. Davis, III  
*Lincoln*—C. E. Leatherman  
*Macon*—Mrs. W. N. Cook  
*Madison*—Liston B. Ramsey  
*Martin*—Elbert S. Peel, Jr.  
*McDowell*—W. W. Wall  
*Mecklenburg*—Irwin Belk  
*Mecklenburg*—Ernest L. Hicks  
*Mecklenburg*—John P. Kennedy, Jr.  
*Mecklenburg*—James B. Vogler  
*Mitchell*—Jack Slagle  
*Montgomery*—J. Paul Wallace  
*Moore*—H. Clifton Blue  
*Nash*—Allen C. Barbee  
*New Hanover*—Robert E. Calder  
*Northampton*—J. Raynor Woodard  
*Onslow*—Zennie L. Riggs  
*Orange*—John W. Umstead, Jr.  
*Pamlico*—Ned Delamar  
*Pasquotank*—C. D. Ferrell  
*Pender*—Ashley M. Murphy  
*Perquimans*—Archie T. Lane, Sr.  
*Person*—B. I. Satterfield  
*Pitt*—Clifton W. Everett  
*Pitt*—Frank M. Wooten, Jr.  
*Polk*—J. Thurston Arledge  
*Randolph*—C. Roby Garner  
*Richmond*—N. Palmer Nicholson

*Robeson*—David M. Britt  
*Robeson*—R. D. McMillan, Jr.  
*Rockingham*—Earl W. Vaughn  
*Rowan*—James C. Davis  
*Rowan*—Clyde H. Harriss  
*Rutherford*—Hollis M. Owens, Jr.  
*Sampson*—Tom Newman  
*Scotland*—Roger C. Kiser  
*Stanly*—Clyde H. Whitley  
*Stokes*—Mrs. Grace T. Rodenbough  
*Surry*—William G. Reid  
*Swain*—Robert Leatherwood, III  
*Transylvania*—Jack H. Potts  
*Tyrrell*—Wm. Charles Cohoon  
*Union*—S. Glenn Hawfield  
*Vance*—A. A. Zollicoffer, Jr.  
*Wake*—W. C. Harris, Jr.  
*Wake*—A. A. McMillan  
*Wake*—W. Brantley Womble  
*Warren*—John Kerr, Jr.  
*Washington*—Dr. J. M. Phelps  
*Watauga*—Murray Coffey  
*Wayne*—Roland C. Braswell  
*Wilkes*—T. E. Story  
*Wilson*—Thomas H. Woodard  
*Yadkin*—F. D. B. Harding  
*Yancey*—Harlon Holcombe

It appears that a quorum of all members are present. The Secretary of State announces that the first order of business is the election of a Speaker, and declares that nominations are in order.

#### ELECTION OF OFFICERS

For Speaker of the House, Representative Woodard of Wilson County places in nomination the name of the Honorable Joseph M. Hunt, Jr. of Guilford County, which is seconded by Representatives Kemp, McLaughlin, and Story.

The Chair, having declared nominations closed, asks that the roll of the House be called and the following members vote for Representative Hunt:

Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Gobble, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane,



Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—116.

The Chair recognizes the Sergeant-at-Arms, Mr. Warren, who announces the approach of His Excellency, Governor Sanford, who is escorted into the Hall of the House by Representatives Satterfield, Henley and Spruill.

Representative Hunt having received all of the votes cast, the Chair announces the vote and declares Representative Hunt duly elected Speaker of the House of Representatives. The Speaker, escorted to the Chair by Representatives Taylor, Watkins and Hines, takes and subscribes to the following oath of office administered by Associate Justice R. Hunt Parker.

"I, Joseph Marvin Hunt, Jr., do solemnly swear that I will support the Constitution and laws of the United States, and I do solemnly swear that I will be faithful and bear true allegiance to the State of North Carolina and to the constitutional powers and authorities which are or may be established for the government thereof; and that I will endeavor to support, maintain, and defend the Constitution of said State not inconsistent with the Constitution of the United States, to the best of my knowledge and ability; and I do swear that I will well and truly and faithfully execute and discharge the duties of the Office of Speaker of the House of Representatives of the North Carolina General Assembly according to the best of my skill and ability, according to law; so help me, God."

S/Joseph M. Hunt, Jr.

Oath administered February 8, 1961

Sworn to and subscribed before me

this 8th day of February, 1961

S/R. Hunt Parker

Associate Justice of the Supreme

Court of North Carolina

Mr. Speaker Hunt then assumes the duties of the Chair and announces that nominations are in order for Principal Clerk of the House of Representatives, and requests Representative Womble of Wake to assume the Chair.

Mr. Speaker Hunt then places the name of Mrs. Annie E. Cooper of Wake County in nomination for Principal Clerk, seconded by Representative Harris of Wake.

The roll of the House is called and the following members vote for Mrs. Cooper:

Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Cohoon, Cook,

Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Gobble, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—116.

Mrs. Cooper having received all of the votes cast is declared duly elected Principal Clerk of the House of Representatives.

Mr. Speaker Hunt announces that nominations are in order for Reading Clerk.

Representative Umstead places in nomination for Reading Clerk, W. J. (Billy) Arthur, which is seconded by Representative Whitehurst.

The roll is called and the following members vote for Mr. Arthur.

Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Gobble, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—116.

Mr. Arthur having received all of the votes cast is declared duly elected Reading Clerk of the House of Representatives.

Mr. Speaker Hunt announces that nominations are in order for Sergeant-at-Arms of the House.

Representative Murphy places in nomination for Sergeant-at-Arms of the House, Mr. Joseph H. Warren, which is seconded by Representative Wilson and Representative Rodenbough.



The roll of the House is called and the following members vote for Mr. Warren:

Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Gobble, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—116.

Mr. Warren having received all the votes cast is declared duly elected Sergeant-at-Arms of the House.

Associate Justice R. Hunt Parker of the Supreme Court of North Carolina administers the following oath of office to the Principal Clerk, Reading Clerk, and Sergeant-at-Arms and they assume their respective offices.

"Do you, Annie E. Cooper, W. J. (Billy) Arthur, and Joseph H. Warren, and each of you in your respective offices of Principal Clerk, Reading Clerk, and Sergeant-at-Arms, of the House of Representatives of the General Assembly of North Carolina, solemnly swear that you will support the Constitution of the United States?

"And do you and each of you solemnly and sincerely swear that you will be faithful and bear true allegiance to the State of North Carolina, and to the constitutional powers which are or may be established for the government thereof; and will you endeavor to support, maintain, and defend the Constitution of said State, not inconsistent with the Constitution of the United States, to the best of your knowledge and ability?

"And do you, respectively, further solemnly swear that you will well and truly execute the duties of the offices of Principal Clerk, Reading Clerk, and Sergeant-at-Arms, respectively, according to the best of your skill and ability according to law, so help you, God?"

Each officer answers "I do".

S/Annie E. Cooper

*Principal Clerk*

S/W. J. (Billy) Arthur

*Reading Clerk*

S/Joseph H. Warren

*Sergeant-at-Arms*

Oath administered February 8, 1961

Sworn to and subscribed before me

this 8th day of February, 1961.

S/R. Hunt Parker

Associate Justice of the Supreme

Court of North Carolina

On motion of Representative Kerr the rules of the House of Representatives, 1959 Session, are adopted.

On motion of Representative Kerr sufficient number of rules of the House are ordered printed.

#### RULES COMMITTEE

Mr. Speaker Hunt announces the following Committee on Rules:

Representative Kerr, Chairman, Representatives Britt and Wooten, Vice-Chairmen, Representatives Gobble, Hardy, Hargett, Harris of Wake, Hicks, Jordan, Kemp, Lloyd, McLaughlin, Taylor, and Zollicoffer.

Mr. Speaker Hunt announces the appointment of the Reverend Alphonso Jordan as Chaplain.

On motion of Representative Kemp the courtesies of the lobby are extended Mrs. Joseph M. Hunt, Jr., wife of the Speaker, and to Miss Elizabeth Hunt and Mr. Joseph M. Hunt, III, daughter and son, respectively, of Mr. Speaker Hunt.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

#### HOUSE RESOLUTION

Representatives Harris of Wake, McMillan of Wake, and Womble sends forward the following House Resolution which is read, adopted, and ordered spread upon the Journal:

A HOUSE RESOLUTION HONORING THE MEMORY OF LULA SUTTON SATISKY, FORMER JOURNAL CLERK OF MANY SESSIONS OF THE HOUSE OF REPRESENTATIVES OF THE GENERAL ASSEMBLY.

WHEREAS, on the 31st day of January, 1961, Lula Sutton Satisky, a native of Nash County and resident of Wake County, suddenly and unexpectedly passed from this life; and

WHEREAS, beginning with the 1927 session of this House, Lula Sutton Satisky served faithfully and continuously as a committee clerk, and for a number of sessions up until the present one, as journal clerk in the office of the Principal Clerk of this House; and

WHEREAS, in the performance of the many important, intricate and complicated duties of this position, she was always calm, courteous and gracious to all persons with whom she came in contact; and



WHEREAS, during her long tenure of service in the office of the Principal Clerk of this House, she became the good right arm of that office, and during her service there she came to be known as the champion of the pages and was loved by all of them, many of whom brought their problems to her for advice and consolation, and

WHEREAS, Lula Sutton Satsky, by her unswerving devotion to duty, and by the untiring, considerate and patient manner of her association with the members of the House, her co-workers, and others who came to her, she was loved and respected by all of them: NOW, THEREFORE, Be it resolved by the House of Representatives:

Section 1. That in the untimely death of Lula Sutton Satsky, the members of this House, past and present, her co-workers and others who knew her have lost a staunch friend, and the office of the Principal Clerk of this House has lost an able, loyal, devoted and efficient journal clerk.

Section 2. This House of Representatives, individually and as a body, desires by this Resolution to give formal expression of its deep and sincere appreciation of the life and character of Lula Sutton Satsky and to express sorrow upon her death.

Section 3. That a copy of this Resolution, duly certified, be sent to the family of Lula Sutton Satsky.

Section 4. This Resolution shall become effective upon its adoption.

By Representative Kemp:

H. B. 1, a bill to be entitled an act to apportion the members of the House of Representatives among the several counties of the State.

Referred to Committee on Congressional Districts.

And,

H. R. 2, a joint resolution relating to the redistricting of congressional districts for congressional election purposes.

Representative Kemp moves to suspend the rules and place the resolution on its immediate passage.

Representative Kerr moves that the bill be laid on the table, which motion fails of adoption.

Representative Kemp withdraws his motion to suspend the rules.

Referred to Committee on Congressional Districts.

By Representative Braswell:

H. B. 3, a bill to be entitled an act to amend General Statutes 9-4, as the same appears in the 1959 Cumulative Supplement of Volume 1B of the General Statutes, pertaining to modifications as to drawing jury panels in the various counties, enabling Wayne County to increase the number of scrolls drawn at various terms of court.

Referred to Committee on Courts and Judicial Districts.

And,

H. B. 4, a bill to be entitled an act authorizing the Board of County Commissioners to govern and regulate the removal and disposal of trash, garbage, etc. so as to include Wayne County.

Referred to Committee on Local Government.

By Representative Williamson:

H. B. 5, a bill to be entitled an act relating to the Board of Commissioners of the Town of Chadbourn in Columbus County.

On motion of Representative Williamson the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. R. 1, a joint resolution informing His Excellency, The Governor, that the General Assembly is organized and ready to proceed with public business.

On motion of Representative High the rules are suspended and the resolution is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

S. R. 2, a joint resolution inviting His Excellency, The Governor, to address a joint session of the Senate and House of Representatives at 12 noon, February 9, 1961.

On motion of Representative Henley the rules are suspended and the resolution is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

S. R. 3, a joint resolution relating to the redistricting of congressional districts for congressional election purposes.

Placed on the Calendar.

## SPECIAL MESSAGES FROM THE SENATE

SENATE CHAMBER

February 8, 1961

*Mr. Speaker:*

It is ordered that a message be sent to the House of Representatives informing that Honorable Body that the Senate is organized and is now ready to proceed with the public business, and for your information advises that the following officers have been elected.

W. Lunsford Crew, President Pro Tempore

S. Ray Byerly, Principal Clerk

W. Eugene Simmons, Reading Clerk

Brooks Poole, Sergeant-at-Arms

Respectfully,

S. RAY BYERLY, *Principal Clerk*

SENATE CHAMBER

February 8, 1961

*Mr. Speaker:*

It is ordered that a message be sent your Honorable Body with the information that pursuant to Senate Resolution No. 1 entitled, "a joint resolution informing His Excellency, the Governor, that the General Assembly is organized and ready to proceed with public business," the President has appointed the following committee on the part of the Senate: Senators Jordan and Johnson.

Respectfully,

S. RAY BYERLY, *Principal Clerk*

SENATE CHAMBER

February 8, 1961

*Mr. Speaker:*

It is ordered that a message be sent your Honorable Body with the information that pursuant to Senate Resolution No. 2, entitled, "a joint resolution inviting His Excellency, the Governor, to address a Joint Session of the Senate and House of Representatives at Twelve Noon, February 9, Nineteen Hundred and Sixty-One," the President has appointed the following committee on the Part of the Senate: Senators Forsyth and Moore.

Respectfully,

S. RAY BYERLY, *Principal Clerk*

Pursuant to the above resolution, Mr. Speaker Hunt appoints as a Committee on the part of the House: Representatives High, Kiser, and Gregory of Harnett.



The Chair of its own motion extends the courtesies of the floor to the Honorable John Coffey, former member of the House, from Guilford County.

On motion of Representative Wilson, Christina Buchanan of Jackson County is made an honorary pagette of the House.

On motion of the delegation of Wake County, duly seconded, the House adjourns in honor of the memory of Mrs. Lula Sutton Satisfy, former Journal Clerk of the House and will meet tomorrow at 11:45 A. M.

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## SECOND DAY

HOUSE OF REPRESENTATIVES

Thursday, February 9, 1961

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hunt.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

On motion of Representative Spruill the reading of the Journal of yesterday is dispensed with and, without objection, the same stands approved as written.

### SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER

February 9, 1961

*Mr. Speaker:*

It is ordered that a message be sent your Honorable Body with the information that pursuant to Senate Resolution No. 2, entitled "A Joint Resolution inviting His Excellency, the Governor, to address a Joint Session of the Senate and House of Representatives at Twelve Noon, February 9, Nineteen Hundred and Sixty-One," the Senate stands ready to repair to the Hall of the House there to sit in Joint Session with your Honorable Body.

Respectfully,

S. RAY BYERLY, *Principal Clerk*

### JOINT SESSION

Pursuant to resolutions heretofore adopted, the Sergeant-at-Arms announces the approach of the Senate and that Body, preceded by its officers, comes into the Hall of the House and are assigned seats, President Philpott at the right of Mr. Speaker Hunt, the purpose of the Joint Session being to hear the biennial message of His Excellency, Governor Terry Sanford.



The Joint Assembly is called to order by President Philpott.

The Joint Committee of the House and Senate comes into the Hall of the House acting as escort to Governor Sanford.

Senator Moore of Robeson presents His Excellency, Governor Terry Sanford to President Philpott, Mr. Speaker Hunt, and the Joint Session of the General Assembly.

His Excellency, Governor Sanford, makes the following address to the Joint Session:

BUDGET MESSAGE  
OF  
GOVERNOR TERRY SANFORD  
TO THE  
NORTH CAROLINA GENERAL ASSEMBLY

INTRODUCTION

Under the Executive Budget Act, it is the responsibility and privilege of the Governor to come before you at this time and set forth the financial policy and program of the State for the next biennium in the form of a recommended Budget.

"Budgets," said the great British Prime Minister Gladstone three-quarters of a century ago, "are not merely matters of arithmetic, but in a thousand ways go to the root of the prosperity of individuals, interrelations of classes, and the strength of kingdoms." This statement belongs among the truths that are eternal.

The consideration and adoption of the State Budget is the heaviest single responsibility that rests upon you as the representatives of the people of North Carolina. All that our State is, and all that we hope her to become, is closely tied to the budgets which have been and will be adopted by the Legislature over the years. It is in this light that I urge you to consider all budget proposals—not merely as dollars to be collected and spent, but as a plan for providing the public services which the citizens of this enlightened State need, can afford, and should have. The budget is the most powerful tool available to you with which to fashion and carry out sound state governmental policy, and thereby to promote the well-being of our citizens.

Look about us, where North Carolina is strong today, our budgets have been strong in the past. Where North Carolina lags today, our budgets have needed and today need strengthening. We have not always been able to do all that we needed to do to strengthen our State in major respects; but our past progress is a firm foundation upon which, with our increasing ability to afford improved public services, we can build for the future.

In dealing with such a broad and complicated subject as our State budget, I will have to speak at this time in somewhat summary form. I

am, however, attaching to your copies of this message the Budget Report of my predecessor, Governor Luther H. Hodges, and the Advisory Budget Commission. The Budget Report explains very fully the budget recommendations, and I urge that you read it carefully before you go into the details of budget requests and recommendations. From that Report you can quickly obtain a view of the budget as a whole that will make the details much more meaningful to you.

I am also submitting herewith copies of all of the budget documents. These are in four volumes: the "A" Budget, the "B" Budget, the Capital Improvement Budget, and the Budget Digest. These documents contain the specific requests and recommended appropriations for every agency and institution.

The Budget Report was signed by the Director of the Budget, all six members of the Advisory Budget Commission, the Director of Administration, and the Acting State Budget Officer. I am sure that they gave careful consideration to the requests and needs of all of the State's institutions and agencies and apportioned the estimated available funds in accordance with their best judgment. I commend them for a job well done. I know that more time and effort have been expended on this recommended budget than on any previous budget in our history. I thank all state employees who assisted in its preparation for their faithful service to the State of North Carolina.

I especially express the gratitude of the State of North Carolina to J. K. Doughton, distinguished public servant, splendid gentleman, who with thoroughness and with vision led the deliberations of his able associates, O. Arthur Kirkman, J. William Copeland, H. Clifton Blue, Clyde H. Harriss, and Joe C. Eagles, Jr., all of whom labored long in the public interest.

It was my privilege to attend nearly all of the hearings before the Governor and Advisory Budget Commission. Under the Constitution and the Executive Budget Act, however, responsibility for the preparation of this budget rested entirely with the previous Administration.

Given the decision of those responsible for preparing this budget to limit their recommendations to the income which existing revenue sources will yield, this is a good budget. Generally, I approve it. It is a forward-looking budget, and provides a sound base upon which to build toward a New Day in North Carolina.

There are, however, a few important areas in which I am convinced that this budget must be increased. In a relatively short time I shall come before you with additional recommendations for strengthening the budget at certain points, particularly in its provisions for education. At that time I shall also recommend to you specific measures for obtaining the additional revenue which my appropriation recommendations will require.

In the meantime, I commend the proposed budget to you. It is worthy of the most careful analysis and the soundest judgment you can give it. Ultimate responsibility for the adoption of the budget rests solely with



the General Assembly. In the exercise of your independent judgment, you may see fit to increase appropriations beyond those recommended; or you may see fit to reduce recommended appropriations. Throughout your deliberations, bear in mind that the Executive Budget Act, and responsible management of the State's finances, require a balanced budget at all times.

Throughout the remainder of this message, I shall have occasion to mention many figures. In the interest of simplicity, I shall round off dollar figures and percentage figures and shall talk in terms of biennial, rather than annual, revenue and appropriations.

#### FISCAL CONDITION

I find the State of North Carolina today to be in sound fiscal condition.

We shall begin the next biennium with a very substantial General Fund credit balance of \$53,000,000. Improved economic conditions and resulting General Fund revenue increases account for \$42,500,000 of this credit balance, while the remaining \$10,500,000 will come from savings effected by keeping expenditures below appropriations. And, let me make it clear now that the budget recommendations already provide for the expenditure of this \$53,000,000 General Fund credit balance.

The Highway Fund will on July 1, 1961, have an estimated balance of \$26,000,000 in State funds and \$32,000,000 in Federal funds. This total Highway Fund balance of \$58,000,000 is fully committed and is not available for appropriation in addition to budget recommendations.

The gross debt of the State is \$253,500,000, with an additional \$11,500,000 in bonds authorized but not yet issued. Of this total, \$37,000,000 is fully provided for by sinking funds and \$106,000,000 of secondary road bonds are serviced by a 1¢ per gallon gasoline tax. Thus, for all practical purposes the actual debt of the State is the \$120,000,000 in outstanding General Fund bonds issued since 1949.

#### THE TOTAL STATE BUDGET

The resources estimated to be available for expenditure by the State during the 1961-63 biennium total \$1,496,000,000. Recommended appropriations of \$1,455,000,000 will leave an estimated credit balance on June 30, 1963, of \$42,000,000, nearly all of which is committed to specific purposes, such as highway construction and debt service.

The figures just mentioned include all receipts—State tax and other revenues, bond proceeds, federal funds, and agency receipts. They include, also, all proposed appropriations for current operations and for capital improvements.

Our budget is organized into three major operating funds—the General Fund, Highway Fund, and Agriculture Fund—and several smaller special funds earmarked to finance specific programs. Because their size dwarfs all others, I shall concentrate on the General Fund and Highway Fund in the remainder of what I shall have to say today.

## THE GENERAL FUND

General Fund resources for the coming biennium, after excluding federal funds and agency receipts, are estimated at \$747,000,000. This sum consists of an estimated \$53,000,000 in beginning credit balance, recommended capital improvement bond issue proceeds of \$54,000,000, and current revenues of \$640,000,000.

Recommended General Fund appropriations total \$747,000,000, of which \$689,000,000 is for current operations and \$58,000,000 is for capital improvements. The estimated credit balance on June 30, 1963, will be only \$15,000.

I take note of the fact that this Budget proposes that the State spend on current General Fund operations during the 1961-63 biennium \$49,000,000 more than the State is expected to receive in General Fund revenue during that period. The Budget is kept in balance by spending all of the \$53,000,000 credit balance accumulated during the 1959-61 biennium.

If the expectations of the makers of this Budget hold true, there will be no comparable credit balance with which to begin the 1963-65 biennium. This means that we will leave difficult problems for the 1963 General Assembly in maintaining the level of services under the "A" Budget.

## REVENUE

General Fund revenue for the current biennium is estimated at \$620,000,000. For the next biennium, General Fund revenue is estimated at \$640,000,000, an apparent increase of only \$20,000,000 or three per cent. Budgets, however, must be built upon revenue which is expected to come in year after year. As you know, revenue for the current biennium includes \$28,000,000 in "windfall" receipts resulting from the adoption of the income tax withholding system two years ago. This \$28,000,000 can be spent but once and will not come again. Deducting those "windfall" receipts gives 1959-61 General Fund revenue collections of a recurring type in the sum of \$592,000,000. By comparison with that figure, the \$640,000,000 in revenue projected for the 1961-63 represents an increase of \$48,000,000 or eight per cent.

In view of the exceptionally good General Fund revenue collections of this biennium in comparison with 1957-59, there may be a strong temptation in some quarters to argue that an eight per cent General Fund revenue increase is too conservative, and that additional appropriations can be provided for by the painless expedient of raising the revenue estimates. The Advisory Budget Commission does not, and I do not, and dare not, share that hope. On the basis of all the evidence now available, including general economic conditions and trends and the relatively conservative revenue growth estimates now being made by the federal government and by our sister states—averaging less than four per cent—I see no present justification for raising the Advisory Budget Commission's eight per cent revenue increase estimate. To take any other position would be dangerous and would border upon fiscal irresponsibility. Should new infor-



mation cause a change in this view while you are in session, I shall so advise you.

#### APPROPRIATIONS

Requests for General Fund appropriations for current operations during the coming biennium totalled \$783,000,000, and 88 per cent of that amount is recommended for appropriation. Recommended General Fund appropriations of \$689,000,000 constitute an increase in current operation appropriations of \$103,000,000 or nearly 18 per cent above comparable expenditures for the current biennium.

"A" budget recommendations for maintaining present services at existing levels, with suitable allowance for the increased number of people to be served, are \$626,000,000, virtually the full sum requested. This is an increase of more than \$40,000,000 above current expenditures. "B" budget recommendations, providing for improved services, new programs, and salary increases, total \$61,000,000 in comparison with the \$156,000,000 requested.

General Fund capital improvements requests added up to \$105,000,000. The Budget recommends the appropriation of \$58,000,000 for capital improvements, of which \$4,000,000 will be provided from current revenue, \$6,000,000 from bonds to be issued on legislative authorization, and \$48,000,000 from bonds to be issued on approval of the voters of the State.

The Budget is arranged into about a dozen major functional groupings—education, public welfare, corrections, debt service, and the like. The budget of each agency and institution will be found under the appropriate functional heading. This enables you, in apportioning State funds, to think primarily in terms of the programs of public service to be performed and secondarily in terms of the specific agencies and institutions which will perform them.

In discussing the provisions which this Budget makes for the various functions of State government, I shall talk more about programs and activities than about figures, and refer you to the appropriate budget documents for the details.

#### GENERAL GOVERNMENT

The General Government function includes the General Assembly, the Governor's Office, the courts, the fiscal control and revenue agencies, the personnel agencies, and a few others. Recommended General Fund appropriations for General Government total \$24,000,000, up 34 per cent from current expenditures. A large part of the increase is a \$2,500,000 appropriation for administrative distribution to State Agencies to continue in force the new salary schedules adopted July 1, 1960. These salary schedules were adopted too late for the necessary funds to be included in the "A" budget requests of the agencies. Other increases in the sum of \$864,000 raise the salaries of Supreme Court Justices and Superior Court Judges and Solicitors, and provide for expanded activities

of the Department of Revenue, Department of Administration, and State Bureau of Investigation.

Another large item is the Contingency and Emergency Fund, which is distributed almost entirely to agencies and institutions outside of General Government.

#### EDUCATION

The most important and the most expensive function of our State government is education—support of the public schools, maintenance of our institutions of higher education, aid to five community colleges, operation of schools for handicapped children, and support of the State Library, Department of Archives and History, and several other educational and cultural undertakings.

Recommended General Fund appropriations for the entire education function, including a proper share of retirement contributions and debt service, total \$520,000,000. This is 75.4 per cent of total recommended General Fund appropriations for all purposes. While that percentage figure is down slightly from prior years, the Budget nevertheless carries an absolute increase of \$70,000,000 or 16 per cent over current expenditures for education.

For the public schools, on which the major share of State education funds are spent, recommended appropriations total \$442,000,000. This is \$51,000,000 or 13 per cent above comparable expenditures for 1959-61, which include the contingent supplemental salaries voted by the General Assembly two years ago.

The "A" Budget contains a public school appropriation increase of \$25,000,000 to take care of an enrollment growth of 19,000 pupils a year and otherwise to continue current levels of instruction and supporting services. The "B" Budget recommendations provide for salary increases and other improvements in the public schools to the extent of \$40,000,000 which includes \$14,000,000 to convert the contingent supplemental salaries now being paid into a part of the continuing salary base for public school employees.

I know that improving the salaries of public school teachers and other school employees is of major concern to all of you. Appropriations of \$35,000,000, which is the greater part of the public school budget increase, will make possible a new salary range for public school academic teachers of \$3,300 to \$5,000 a year, compared with the present range of \$2,946 to \$4,557 a year. Salary increases in the same proportion are recommended for principals, superintendents, and supervisors. Vocational teachers' salary schedules, already higher than those of academic teachers, are also to be increased proportionately.

In addition to salary increases, the new funds recommended will strengthen State-level supervisory and administrative activities in the public school system and in many other respects implement the requests of the State Board of Education.



The annual rate of State support for public school libraries is increased from \$1.50 to \$3.00 per pupil, and the annual State allotment for instructional supplies is raised from \$1.12 to \$1.50 per pupil. Adequate provision is made for a new program for the professional improvement of teachers, for a permanent curriculum study and research program under the State Board of Education, for the administration of the National Defense Education Program, and for the development of vocational education instructional materials.

Local school supervision will be improved by the addition of 25 local unit supervisors to the present 256. The program for mentally retarded children received the full financial support requested.

In vocational education, the budget recommendations allow expansion of vocational instruction and vocational rehabilitation programs. A new agricultural technology program is recommended. The 19 industrial education centers which are contributing so much to the industrial growth of our State will receive \$763,000 for additional equipment.

You can readily see that public schools have not been exactly neglected, but it has been deliberately left to us to initiate the fulfillment of the bright promise of quality education which holds so much for the future of our people.

The overall increase in general fund appropriations from the last budget to this one is 18%.

The total increase for public schools is 13%.

The percentage of the total general fund budget is 67.7%. With all that was done by this Budget Commission, and it is considerable, we have shown little progress. In 1959-61 the percentage of our total general fund resources going to public schools was 70.4%. This budget, I repeat, allots only 67.7%.

So you can see that in spite of all we have done, we are losing ground.

The programs of enrichment cannot be implemented under this budget. At least, forgetting the small percentage differences, which can be explained away in several creditable ways, this is pretty good evidence that we are not making the progress we must make.

It can be argued that we can get along on this level of appropriations, and we can, but at this rate we will never achieve opportunities of education second to none.

I have talked with Governor Hodges and with the members of the Advisory Budget Commission. They realize this budget will not achieve the goals in education we must now reach. But they have done the best possible within the framework of the tax structure with which they worked, and they have properly left to us the challenge of achieving high quality in our system of public schools.

I am sure, I am positive, that there is contained in this Budget no implied admonition to "hold the line" at the proposed figures.

Rather, I am satisfied, I know, that it was and is expected that this Budget will serve as a "line of departure" from which we will move to the objective of quality education to meet the demand of a rapidly advancing, changing, scientific, complex world.

Because of the importance of public schools, I have chosen to talk about expanding our educational opportunities at a later time when we can devote our attention exclusively to that subject, and therefore I request your indulgence in allowing me to deliver another and special message on the Budget for public education.

Turning now to higher education: appropriations recommended for the Consolidated University of North Carolina and the nine other institutions of higher education total \$58,000,000, an increase of \$12,000,000 or 26 per cent beyond current appropriation expenditures.

Our University and colleges now enroll 36,500 students, or 53 per cent of those attending college in this State. A further rise of 4,000, or 11 per cent, is expected in the next two years.

The Advisory Budget Commission recommends as a policy matter that college tuition rates be increased, on the ground that the per student cost to the State for higher education has risen more in proportion than has the cost to the student in tuition and fees. It is recommended that the proceeds from these additional tuition receipts, totalling \$2,200,000, be distributed 50 per cent to scholarships, 40 per cent to faculty salaries, and 10 per cent to libraries. The scholarships would offset the impact of tuition increases on needy students.

Competition for qualified college faculty members is keen through the nation, because college enrollment pressures are felt nationwide. Faculty salary funds will be increased under the terms of this Budget by \$3,400,000 from General Fund appropriations and an additional \$900,000 from tuition increases. Distribution of these salary funds will be left to the discretion of the administrators of the various institutions, as has been the recent practice.

The increase in higher education appropriations will, in addition to salary raises, provide for teaching larger numbers of students and for the purchase of additional library books and instructional and scientific equipment.

Appropriations in aid of summer school programs at the state institutions will be regularized by the appropriation of \$960,000, to be distributed among the institutions in proportion to hours of summer school instruction given. Grants to community colleges will be increased from \$3.25 to \$4.00 per student quarter hour of instruction in approved courses.

#### *Health and Hospitals*

Appropriations recommended for health and hospitals total \$65,000,000, an increase of 17 per cent over current expenditures. Most of this increase represents the cost of continuing and expanding operations of the mental institutions and the training schools for mentally retarded children



and the extension and enrichment of programs of the State Board of Health.

Funds are recommended to continue operations at the present levels of service in Memorial Hospital at Chapel Hill, the sanatorium system, and other State hospitals and health agencies.

#### *Public Welfare*

General Fund Appropriation recommendations for all public welfare activities total \$25,000,000, an increase of 17 per cent over current expenditures. These State appropriations together with federal and county contributions, will provide \$168,000,000 for public welfare. This is \$18,000,000 more than will be received during the current biennium.

The funds recommended for public welfare will support the caseloads and average grants projected by the State welfare agencies in the Old Age Assistance, Aid to Dependent Children, Aid to the Permanently and Totally Disabled, and Aid to the Blind programs. These projections of average caseloads and average grants are based on the continuation of recent trends, all of which are upward except the Old Age Assistance caseload.

I suggest that you carefully evaluate the welfare proposals and assure yourselves that the recommended funds are sufficient to support reasonable increases in the public assistance programs.

#### *Corrections*

The Budget recommends appropriations of \$4,500,000 for the State juvenile correction program, an increase of 29 per cent over 1959-61 expenditures.

Included are funds for the establishment of a new Juvenile Evaluation and Treatment Center on the Moore General Hospital property near Asheville, recently given to the State by the federal government. This center will be used for processing and classifying all students assigned by the courts to the correctional schools, as well as for the psychiatric care and rehabilitation of difficult cases.

The Probation Commission and Board of Paroles have heretofore been supported by the Highway Fund. The Budget Report recommends their transfer to the General Fund. Moderate appropriation increases are proposed for each of these agencies.

#### *Public Safety and Regulations*

For public safety and regulation, which includes the military and civil defense departments as well as several regulatory agencies, appropriations of \$7,000,000—an increase of nine per cent—are recommended. The increase will go chiefly to the Financial Responsibility program of the Department of Motor Vehicles, the Civil Defense program, and expanded activities of other regulatory agencies.

*Natural Resources and Recreation*

Appropriations recommended for natural resources and recreation are \$8,000,000, which is 15 per cent more than current expenditures. This increase will strengthen the programs in forest management, industrial development, commercial fisheries resources, and water resources.

*Agriculture*

The agricultural agencies will, under the recommended Budget, receive General Fund appropriations totaling \$12,000,000. The increase over current expenditures is \$800,000 or seven per cent.

Included is a General Fund appropriation to the Department of Agriculture of \$2,900,000, an 18 per cent increase over comparable current expenditures. This sum, together with a \$2,800,000 appropriation from the Agriculture Fund, will furnish appropriations of \$5,700,000 to the Department of Agriculture. The increases will permit improved inspectional activities and better tax collection by the Department.

Salary increases for academic personnel in the Agricultural Experiment Station and the Cooperative Agricultural Extension Service, both of which are administratively controlled by State College, are included in the appropriations to the Consolidated University of North Carolina. Modest increases are proposed in other phases of the budgets of those agencies.

Several farms now being operated at State institutions no longer serve their original purposes, take too much of the time of administrative personnel, and their orderly discontinuation is recommended.

*Retirement and Pensions*

Teachers and other State employees belong to the Teachers' and State Employees' Retirement System. The State's contribution to the Retirement System covers the employer's contribution for both Social Security and the State retirement plan.

General Fund appropriations to the Retirement System will total \$46,000,000. The increase of 40 per cent over current expenditures for this purpose is attributable to the normal growth in the number of people on the State payroll, the State's contribution required to match increased salaries, higher Social Security contribution rates, and larger contributions required to keep the Retirement System in actuarially sound condition.

*Debt Service*

General Fund debt service appropriation recommendations of \$25,000,000 are 50 per cent higher than expenditures for the current biennium. Of the increase, \$3,400,000 will be required to service the debt outstanding on July 1, 1961, and another \$4,900,000 will be necessary to service the capital improvement bonds which the Budget recommends be authorized and issued.



*Salary Increases*

Budget recommendations for salary increases in education have already been discussed. For full-time, permanent employees subject to the State Personnel Act, the Budget provides salary increases of \$3,000,000 from the General Fund and \$2,850,000 from the Highway Fund. If this amount were distributed on a percentage basis, it would provide an across-the-board pay raise of three per cent. Recommended salary increases and additional merit salary increments combined add seven per cent to the total cost of salaries for this group of State employees.

*Capital Improvements*

Recommended General Fund appropriations for capital improvements total \$58,000,000. These appropriations will be financed by a direct appropriation of \$4,000,000 from current revenues, \$6,000,000 in bonds to be issued on legislative authorization, and \$48,000,000 in bonds to be issued upon approval by the Legislature and a favorable vote of the people.

Nearly half of the capital improvement recommendations—\$26,500,000—is for the institutions of higher education. This sum represents about half of the capital improvement requests submitted by those institutions.

The voted bond issue will finance \$13,500,000 for expanded State Port facilities.

To relieve overcrowding of our State offices in Raleigh, the Budget provides that the State Highway Building, which was financed from the Highway Fund, and the Highway Commission's testing laboratory building, be purchased by the General Fund from the Highway Fund at a price of \$2,365,000. The building will furnish office space for General Fund agencies. The Highway Commission will apply the sale proceeds to the construction of a new Highway Building in the Raleigh area.

The State has long needed an appropriate building for its very fine archives collection and historical museum, and for its State Library. To erect such a building, an appropriation of \$2,692,000 is recommended.

The Raleigh Farmers Market is currently operated by the State Department of Agriculture on an experimental basis under a lease contract with the owner of the facility. The lease expires this Spring. It is recommended that the State purchase the Farmers Market facility at a price of \$500,000, in order to continue and improve the services which the Market is rendering to the farmers of the State.

**THE HIGHWAY FUND**

Highway Fund revenues are currently earmarked for the support of the State Highway Commission, the Department of Motor Vehicles, and the State Prison Department.

All of the balance of \$58,000,000 with which the Highway Fund will begin the next biennium is already committed. Current revenues, State and Federal, are estimated at \$331,000,000 for 1961-63. Recommended Highway Fund appropriations total \$358,000,000, leaving a balance at



the end of the next biennium of \$31,000,000, practically all of which is already reserved for debt service and aid to municipalities.

#### *Revenue*

Estimated Highway Fund State revenue for 1961-63 is \$295,000,000—or seven per cent above current revenue. This increase rate would have been higher, but for the depressing effect of growing numbers of compact and small foreign cars upon gasoline consumption. It is estimated that gasoline consumption during this year will be about one per cent less than it would have been if no compacts had been sold.

#### *Appropriations*

In spite of the anticipated gain in Highway Fund State revenue, recommended appropriations from State and Federal funds combined total \$358,000,000, down \$63,000,000—or 15 per cent—from current expenditures. This decrease is almost wholly due to a drop of \$62,000,000 in federal funds to be spent in 1961-63. Appropriations from State funds are almost identical with those of the current biennium.

#### *State Highway Commission*

Recommended appropriations of State and Federal funds to the State Highway Commission are \$317,000,000, which is 19 per cent down from current expenditures. Again, this reduction is due to a falling-off in federal construction funds.

The decrease in federal funds for highway construction comes from the fact that in prior years, North Carolina, because it was in position to take immediate advantage of federal Interstate System grants, received higher annual allocations for the Interstate System than are now being allocated to us. During 1961-63, Interstate allocations and expenditures, as well as other federal aid funds, are likely to remain constant unless some change is made in the present federal highway program.

#### *Department of Motor Vehicles*

Highway Fund appropriations recommended for the Department of Motor Vehicles are \$19,000,000, an increase of six per cent over 1959-61 expenditures. Included in the recommendations are 50 Highway Patrol clerks who will relieve 50 patrolmen for road patrol service.

#### *State Prison Department*

Recommended Highway Fund appropriations for the State Prison Department are \$32,000,000, an increase of 22 per cent over current expenditures.

This increase of \$5,600,000 will provide primarily for reduction of working hours of custodial employees from more than 60 to 48 hours a week, for salary adjustments already authorized for certain classifications of Prison employees, for expansion of rehabilitation and training activities, for improved security measures, and for new programs of adult education and vocational education for youthful offenders. A major reorgani-

zation of the Prison system, especially as to the number and size of field units and facilities, is also contemplated by the Budget.

### *Capital Improvements*

Capital improvements recommendations for Highway Fund agencies total \$5,700,000, of which \$2,600,000 will come from the Highway Fund and the remainder from other sources. No bonds are proposed for these capital improvements.

The recommended appropriations will finance construction of a new State Highway Building; necessary new prison facilities; and Highway Patrol facilities, offices, and radio towers and equipment.

### CONCLUSION

In conclusion, let me say again that the recommended Budget which I have just outlined to you, and which is about to be placed in your hands, constitutes a sound basic plan of State expenditures for the upcoming biennium. With the additions which I shall shortly recommend to you, I firmly believe that it will enable us to make a long stride towards the New Day which all of us covet for our beloved North Carolina.

Thank you.

After the Governor's address, on motion of Senator Crew, the Joint Assembly dissolves, the Senate repairs to its Chambers, and the House resumes consideration of its business.

On motion of Representative McPherson, Lou Anne Forbes of Camden County is made an honorary pagette of the House of Representatives.

On motion of Representative Kemp, Mary Reid Simmons and Curtis Nall of Guilford County are made honorary pagette and page of the House of Representatives.

### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representative Hardy, Mr. Speaker Hunt, Representatives Andrews, Barbee, Belk, Blue, Boger, Braswell, Brooks, Byrum, Coates, Cohoon, Cook, Courtney, Eagles, Everett, Fearing, Fletcher, Frink, Galifanakis, Garner, Godwin, Green, Gregory of Harnett, Griggs, Harding, Harris of Wake, Harriss of Rowan, Hawfield, Hines, Jackson, Johnson, Jordan, Kemp, Kennedy, Kiser, Lane, Lupton, McFadyen, McMillan of Robeson, McMillan of Wake, Murphy, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Quinn, Ramsey, Reid, Riggs, Rodenbough, Satterfield, Simpson, Story, Taylor, Thomas, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Clay, Whitehurst, Whitley, Wicker, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, and Wooten.

H. R. 6, a joint resolution honoring the memory of W. D. Carmichael, Jr.

On motion of Representative Hardy the rules are suspended and the bill is placed on its immediate passage.

Representatives Umstead, Satterfield, Spruill and Mr. Speaker Hunt paid personal tribute to Mr. Carmichael and his many years of unselfish service to the State.

Passed first reading.

Rules suspended.

Passes second reading.

On motion of Representative Harris of Wake the third reading is postponed so that other members may sign the resolution.

The bill remains on the Calendar.

By Representative Jackson of Hertford:

H. B. 7, a bill to be entitled an act to amend the Charter of the Town of Ahoskie in Hertford County with respect to town elections.

On motion of Representative Jackson the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representative Jackson:

H. B. 8, a bill to be entitled an act to exempt Hertford County from the provisions of Chapter 1235 of the Session Laws of 1959 relating to plats and subdivisions and land surveys and recording of the same.

On motion of Representative Jackson the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representatives Kemp and Hines:

H. B. 9, a bill to be entitled an act relating to the consolidation of any portions of the Guilford County Administrative School Unit with any City Administrative School Unit in Guilford County.

On motion of Representative Kemp the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.



By Representative Woodard of Wilson:

H. B. 10, a bill to be entitled an act to make appropriations for current operations of the State's departments, bureaus, institutions, and agencies, and for other purposes.

Referred to Committee on Appropriations.

And,

H. B. 11, a bill to be entitled an act to make appropriations for capital improvements of state institutions, departments and agencies, and construction of buildings and permanent improvements for the state.

Referred to Committee on Appropriations.

And,

H. B. 12, a bill to be entitled an act to authorize the issuance of six million, one hundred and eighty-nine thousand dollars of bonds of the State to provide for capital improvements for state institutions and agencies.

Referred to Committee on Finance.

And,

H. B. 13, a bill to be entitled an act to authorize the issuance of forty-seven million, five hundred and five thousand dollars of bonds of the State to provide for capital improvements for state institutions and agencies subject to a vote of the qualified voters of the State.

Referred to Committee on Finance.

By Representatives Britt and McMillan of Robeson:

H. B. 14, a bill to be entitled an act to appoint W. Albert McCormick, Jr. to the Robeson County Board of Education.

On motion of Representative Britt the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representative Braswell:

H. B. 15, a bill to be entitled an act to amend Article 15 of Chapter 53 of the General Statutes, so as to repeal the North Carolina Small Loans Act, and to adopt a North Carolina Consumer Finance Act.

Referred to Committee on Banks and Banking.

By Representatives Hardy and Wicker:

H. B. 16, a bill to be entitled an act relating to the North Carolina Small Loans Act.

Referred to Committee on Banks and Banking.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. R. 3, a joint resolution relating to the redistricting of congressional districts for congressional election purposes.

Passes its second and third readings and is ordered enrolled.

#### ENROLLED BILLS

Representative Britt, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. R. 1. A Joint Resolution informing His Excellency, the Governor, that the General Assembly is organized and ready to proceed with public business.

S. R. 2. A Joint Resolution inviting His Excellency, the Governor, to address a Joint Session of the Senate and House of Representatives at 12 Noon, February 9, 1961.

On motion of Representative Byrum and duly seconded, the House adjourns in honor of the memory of the late W. D. Carmichael, Jr. and will meet tomorrow at 10:30 A. M.

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### THIRD DAY

HOUSE OF REPRESENTATIVES

Friday, February 10, 1961

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hunt.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

The Chair announces that the reading of the Journal of yesterday is dispensed with and, without objection, the same stands approved as written.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representatives Belk, Courtney, Jackson, Jordan, and Wooten:

H. B. 17, a bill to be entitled an act to amend Article 15 of Chapter 53

of the General Statutes, so as to repeal the North Carolina Small Loans Act, and to adopt a North Carolina Consumer Finance Act.

Referred to Committee on Banks and Banking.

By Representative Whitehurst:

H. B. 18, a bill to be entitled an act to validate acts done and proceedings taken to authorize the issuance of bonds of Craven County to finance the erection and equipment of buildings for a public hospital and the levy of a special annual tax for the operation and maintenance of such hospital.

Referred to Committee on Finance.

By Representative Britt:

H. B. 19, a bill to be entitled an act to repeal General Statutes 120-30, prescribing the form in which bills and other legislative documents shall be printed.

Referred to Committee on Judiciary No. 1.

By Representative Dolley:

H. B. 20, a bill to be entitled an act to amend General Statutes 7-70 so as to fix the terms of Superior Court to be held in Gaston County.

Referred to Committee on Courts and Judicial Districts.

#### COMMITTEE APPOINTMENTS

Mr. Speaker Hunt announces the following committee appointments:

APPROPRIATIONS—Representative Woodard of Wilson, Chairman; Representatives Andrews, Hardy, Harriss of Rowan, Hicks, and High, Vice Chairmen; Representatives Belk, Braswell, Britt, Byrum, Calder, Choate, Coffey, Cook, Eagles, Everett, Fearing, Felmet, Fletcher, Galifianakis, Garner, Gobble, Greenwood, Gregory of Harnett, Griggs, Holcombe, Isaac, Jackson, Johnson, Jones, Kerr, Kiser, Lane, Leatherman, Lloyd, Lupton, Martin, McFadyen, McMillan of Robeson, McMillan of Wake, Newman, Osteen, Palmer, Quinn, Ramsey, Riggs, Sermons, Slagle, Snyder, Spruill, Thomas, Thornburg, Umstead, Vaughn, West of Cherokee, Whitley, Wilson, Womble, and Zollicoffer.

FINANCE—Representative Wicker, Chairman; Representatives Blue, Harris of Wake, Kemp, Peel, and Rodenbough, Vice Chairmen; Representatives Arledge, Barbee, Bell, Boger, Brooks, Coates, Cohoon, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Ferrell, Frink, Godwin, Green, Gregory of Halifax, Harding, Hargett, Hawfield, Henley, Hill, Hines, Jordan, Kennedy, Leatherwood, McLaughlin, McPherson, Murphy, Nicholson, Owens, Phelps, Pickard, Potts, Randall, Reid, Satterfield, Simpson, Speed, Story, Taylor, Vogler, Wall, Wallace, Watkins, West of Clay, Whitehurst, Williamson, Wood, Woodard of Northampton, and Wooten.



## CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. R. 6, a joint resolution honoring the memory of W. D. Carmichael, Jr.

Passes its third reading and is ordered sent to the Senate without engrossment.

## ENROLLED BILLS

Representative Britt, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. R. 3. A Joint Resolution relating to the redistricting of Congressional Districts for congressional election purposes.

H. B. 5. An Act relating to the Board of Commissioners of the Town of Chadbourne in Columbus County.

On motion of Representative Harris of Wake, duly seconded, the House adjourns and will meet tomorrow at 10 o'clock A. M.

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FOURTH DAY

HOUSE OF REPRESENTATIVES  
Saturday, February 11, 1961

The House meets pursuant to adjournment and is called to order by Representative Harris of Wake, designated by Mr. Speaker Hunt as Speaker Pro Tempore.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

On motion of Representative McMillan of Wake, the reading of the Journal of yesterday is dispensed with and, without objection, the same stands approved as written.

On motion of Representative Felmet, duly seconded, the House adjourns and will meet Monday night at 7:00 o'clock.

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FIFTH DAY

HOUSE OF REPRESENTATIVES  
Monday Night, February 13, 1961

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hunt.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

On motion of Representative Harris of Wake the reading of the Journal of Saturday is dispensed with and, without objection, the same stands approved as written.

#### OATH OF MEMBER

Mr. Speaker Hunt recognizes the Gentleman from Gaston, Mr. Dolley, who presents member nominee Mr. Hoyle T. Efird from Gaston County who presents the following Commission.

February 13, 1961

WHEREAS, the Honorable Max L. Childers, elected Representative of Gaston County in the House of Representatives of the 1961 General Assembly, has recently resigned his membership, and

WHEREAS, the provisions of Article II, Section 13 of the Constitution of North Carolina and Section 163-6 of the North Carolina General Statutes require that the vacancy created by the resignation of the Honorable Max L. Childers be filled by appointment of the person selected by the Executive Committee of the Democratic Party of Gaston County, and

WHEREAS, the Executive Committee of the Democratic Party of Gaston County has notified me of the selection of Hoyle T. Efird of Gastonia, North Carolina, to fill the vacancy,

I do by these presents appoint,

HOYLE T. EFIRD

a member of the

HOUSE OF REPRESENTATIVES,

1961 General Assembly,

IN WITNESS WHEREOF, I have hereunto signed by name and affixed the Great Seal of State at the Capitol in the City of Raleigh, this thirteenth day of February in the year of our Lord one thousand nine hundred and sixty-one and in the one hundred and eighty-fifth year of our American Independence.

S/Terry Sanford, *Governor*

By the Governor:

S/Thad Eure

Secretary of State

Mr. Efird takes the oath of office as follows administered by Associate Justice Emery B. Denny of the Supreme Court of North Carolina.

"I, Hoyle T. Efird, solemnly swear that I will support the Constitution and Laws of the United States; and I do solemnly and sincerely swear that I will be faithful and bear true allegiance to the State of North Carolina, and to the constitutional powers and authorities which are or may be established for the government thereof; and that I will endeavor to support, maintain, and defend the Constitution of said State, not inconsistent with the Constitution of the United States, to the best of my knowledge and ability; and I do further solemnly swear that I will faithfully discharge my duties as a member of the House of Representatives of the State of North Carolina according to the best of my skill and ability and according to law, so help me, God."

S/Hoyle T. Efird

Oath administered February 13, 1961.

Sworn to and subscribed before me  
this 13th day of February, 1961.

S/Emery B. Denny  
Associate Justice of the Supreme  
Court of North Carolina

On motion of Representative Jackson, the courtesies of the floor are extended the Honorable C. Gordon Maddrey, a former member of the House from Hertford County.

On motion of Representative Belk, Mary Helen and Charles Boren Jones, Jr. of Mecklenburg County are made honorary pagette and page, respectively, of the House of Representatives.

Also, on motion of Representative Belk, Kathryn Boren May, Amelia Hunter May, Leslie Roberts May, Harvey Craig May, III, and Addison Kemp May of Mecklenburg County are made honorary pagettes and pages, respectively, of the House of Representatives.

On motion of Representative Quinn, Lester Uriah Dodge, Jr. of Cabarrus County, grandson, is made an honorary page of the House of Representatives.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representative Kemp:

H. B. 21, a bill to be entitled an act relating to the consolidation of any portions of the Guilford County Administrative School Unit with any City Administrative School Unit in Guilford County.

On motion of Representative Kemp the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.



Passes its second and third readings and is ordered sent to the Senate.

By Representative Hawfield:

H. B. 22, a bill to be entitled an act to amend General Statutes 160-173 relating to zoning so as to make the proviso therein contained inapplicable to Union County and the municipalities therein.

On motion of Representative Hawfield the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

On motion of Representative Spruill, duly seconded, the House adjourns and will meet tomorrow at 12 o'clock noon.

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## SIXTH DAY

HOUSE OF REPRESENTATIVES

Tuesday, February 14, 1961

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hunt.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Kiser reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Davis, Myra, Christie and Cheryl Long of Rowan County are made honorary pagettes of the House of Representatives.

### REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Representative Wicker, for the Committee on Finance.

H. B. 18, a bill to be entitled an act to validate acts done and proceedings taken to authorize the issuance of bonds of Craven County to finance the erection and equipment of buildings for a public hospital and the levy of a special annual tax for the operation and maintenance of such hospital.

With a favorable report.

## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representative Jordan:

H. B. 23, a bill to be entitled an act to amend General Statutes 120-3.1 relating to subsistence and travel allowances for members and presiding officers of the General Assembly.

Referred to Committee on Salaries and Fees.

By Representative Murphy:

H. B. 24, a bill to be entitled an act to repeal Chapter 590, Session Laws of 1957, and Chapter 771, Session Laws of 1959.

Referred to Committee on Judiciary No. 1.

By Representative Wallace:

H. B. 25, a bill to be entitled an act to limit the operation of loud speakers, amplifying systems and public address systems in the community of Ether in Montgomery County.

Referred to Committee on Local Government.

By Representative Johnson:

H. B. 26, a bill to be entitled an act to amend Chapter 114 of the Session Laws of 1951, being an act to provide for the salaries of the county officials of Duplin County and to provide for certain other purposes pertaining to Duplin County.

Referred to Committee on Counties, Cities and Towns.

By Representative Byrum:

H. B. 27, a bill to be entitled an act authorizing the City of Edenton to sell at private sale certain lands that it may acquire from the Federal Government.

On motion of Representative Byrum the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representative Felmet:

H. B. 28, a bill to be entitled an act to authorize the governing body of the Town of Canton to establish by ordinance a retirement or pension fund for employees.

On motion of Representative Felmet the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

#### ENROLLED BILLS

Mr. Britt, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 14. An Act to appoint W. Albert McCormick, Jr., to the Robeson County Board of Education.

H. B. 21. An Act relating to the consolidation of any portions of the Guilford County Administrative School Unit with any city administrative school unit in Guilford County.

H. B. 22. An Act to amend General Statutes 160-173 relating to zoning so as to make the proviso therein contained inapplicable to Union County and the municipalities therein.

On motion of Representative McLaughlin the House adjourns and will meet tomorrow at 12 o'clock noon.

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### SEVENTH DAY

HOUSE OF REPRESENTATIVES  
Wednesday, February 15, 1961

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hunt.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Kiser reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Britt the courtesies of the floor are extended the Honorable John B. Regan, a former member from Robeson County.

On motion of Representative Peel the courtesies of the floor are extended the Honorable R. Frank Everett, a former member from Martin County.

On motion of Representative Spruill the courtesies of the floor are extended the Honorable Willie Lee Lumpkin, a former member from Franklin County.



## HOUSE RESOLUTIONS

The following House Resolutions are presented, read, and upon motion adopted.

By Representative Kiser:

A Resolution requesting Honorable Thad Eure, Secretary of State, to hold a Legislative School of Instruction for the Members of the House of Representatives.

Be it Resolved by the House of Representatives of the General Assembly of 1961:

Section 1. That in accordance with a custom of long standing the Honorable Thad Eure, Secretary of State of North Carolina, is hereby requested to conduct a school in Parliamentary Procedure for the enlightenment of the membership of the House of Representatives.

Section 2. That upon acceptance of this invitation by the Honorable Secretary of State that the Honorable Speaker of the House, Mr. Joseph M. Hunt, Jr., be requested to make such arrangements as to time and place for the conducting of a school in Parliamentary Procedure as may be mutually agreed by the Secretary of State and the Speaker of the House of Representatives.

Section 3. That, upon adoption, a copy of this resolution be forwarded by special messenger to the Secretary of State and that a copy be retained by the Speaker of the House of Representatives.

Section 4. That this resolution shall be in full force and effect from and after its adoption.

Done in the House of Representatives of the State of North Carolina, February 15, 1961.

S/Joseph M. Hunt, Jr.  
Speaker of the House

S/Annie E. Cooper  
Principal Clerk

By Representatives Potts and Crawford:

A House Resolution commemorating the 100th Anniversary of the formation of Transylvania County.

WHEREAS, Transylvania County was formed of territories originally lying within the boundaries of Henderson and Jackson Counties; and

WHEREAS, the word Transylvania is derived from two Latin words "trans" meaning "across" and "sylva" meaning "woods"; and

WHEREAS, Transylvania County comprises an area of 379 square miles and has a population of 16,372; and

WHEREAS, the County "across-the-woods" was created by the General Assembly through the enactment of Chapter 10 of the Public Laws

of 1860-61, ratified 100 years ago today on February 15, 1861: NOW, THEREFORE,

Be it resolved by the House of Representatives:

Section 1. The House hereby congratulates this great county on its century of progress.

Section 2. When the House adjourns today, it shall adjourn in honor of the 100th Anniversary of the formation of Transylvania County.

Section 3. This resolution shall become effective upon its adoption.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representative Kemp:

H. B. 29, a bill to be entitled an act to amend Section 5 of Article II of the Constitution of North Carolina for the purpose of providing an automatic reapportionment of the members of the House of Representatives of the General Assembly of North Carolina.

Referred to Committee on Congressional Districts.

By Representative Satterfield:

H. B. 30, a bill to be entitled an act to amend General Statutes 153-266.22 of the General Statutes so as to make the provisions of Article 20B of Chapter 153 applicable to Person County.

Referred to Committee on Counties, Cities, and Towns.

And,

H. B. 31, a bill to be entitled an act to amend General Statutes 153-266.9 of the General Statutes so as to delete Person County from the list of counties excluded from the provisions of Article 20A of Chapter 153.

Referred to Committee on Counties, Cities, and Towns.

By Representative Williamson:

H. B. 32, a bill to be entitled an act relating to filling vacancies on the Columbus County Board of Education.

Referred to Committee on Education.

And,

H. B. 33, a bill to be entitled an act relating to filling vacancies on the Whiteville City Board of Education.

Referred to Committee on Education.

By Representatives Hardy, Andrews, and Woodard of Northampton.

H. B. 34, a bill to be entitled an act to amend General Statutes 20-185(g) relating to subsistence allowances for members of the uniformed State Highway Patrol.

Referred to Committee on Appropriations.

By Representative Vaughn:

H. B. 35, a bill to be entitled an act to authorize the transfer of surplus monies in the Debt Service Fund to the General Fund of the Town of Draper in Rockingham County.

Referred to Committee on Counties, Cities, and Towns.

And,

H. B. 36, a bill to be entitled an act to amend the Charter of the Town of Madison relating to the private sale of real estate.

Referred to Committee on Counties, Cities, and Towns.

By Representative Jones:

H. B. 37, a bill to be entitled an act to amend General Statutes 42-27 relating to the refusal of a tenant or cropper to perform contract by making the Section applicable to Ashe County.

Referred to Committee on Local Government.

And,

H. B. 38, a bill to be entitled an act to amend General Statutes 136-69 relating to the establishment and laying out of cartways by making the Section applicable to public and private cemeteries.

Referred to Committee on Judiciary No. 1.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following resolution which is read the first time and disposed of as follows:

S. R. 15, a resolution inviting the General Assembly to hold a Session of the General Assembly in the City of Winston-Salem, Forsyth County.

On motion of Representative Gobble, the rules are suspended and the resolution is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:



H. B. 18, a bill to be entitled An Act to validate acts done and proceedings taken to authorize the issuance of bonds of Craven County to finance the erection and equipment of buildings for a public hospital and the levy of a special annual tax for the operation and maintenance of such hospital.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Arledge, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Coates, Co-hoon, Courtney, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Everett, Fearing, Ferrell, Fletcher, Frink, Galifianakis, Garner, Gobble, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Harding, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kennedy, Kiser, Lane, Leatherwood, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McPherson, Murphy, Newman, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—101.

Those voting in the negative are: None.

#### ENROLLED BILLS

Representative Britt, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 6. A Joint Resolution honoring the memory of W. D. Carmichael, Jr.

H. B. 27. An Act authorizing the City of Edenton to sell at private sale certain lands that it may acquire from the federal government.

On motion of Representative Crawford, duly seconded, the House adjourns in honor of the One Hundredth Anniversary of the formation of Transylvania County and will meet tomorrow at 12 o'clock noon.

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## EIGHTH DAY

HOUSE OF REPRESENTATIVES  
Thursday, February 16, 1961

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hunt.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Kiser reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative McLaughlin, Charles Spruill McGaw, grandson of Representative Spruill of Bertie County, is made an honorary page of the House of Representatives.

On motion of Representative Kemp, the courtesies of the floor are extended to Judge Walter Crissman of the Superior Court Bench, former member from Guilford County.

On motion of Representative Satterfield the rules are suspended in order that Brigadier Stephen Longrigg of Kent, England be allowed to briefly address the House.

Brigadier Longrigg expressed his appreciation of the honor and tells of his pleasure of being in North Carolina with its good Anglo-Saxon relations.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representatives Frink and Cohoon:

H. B. 39, a bill to be entitled an act to amend Article II of the Constitution of North Carolina so as to provide for the election of one senator from each county.

Referred to Committee on Elections and Election Laws.

By Representative Fletcher:

H. B. 40, a bill to be entitled an act relating to the filing of papers by the Clerk of Superior Court of Alexander County.

Referred to Committee on Local Government.

By Representatives Kennedy, Belk and Hicks:

H. B. 41, a bill to be entitled an act to amend General Statutes 115-183 relating to the powers of the Board of Education in Mecklenburg County.

Referred to Committee on Education.

By Representative Riggs:

H. B. 42, a bill to be entitled an act amending General Statutes 115-70 relating to the appointment of school committees by the county board of education to increase the number of persons to be appointed from five to nine.

Referred to Committee on Education.

By Representative Hill:

H. B. 43, a bill to be entitled an act to validate certain acts performed between May 3, 1960 and January 23, 1961, by Fred W. Amos, Justice of the Peace of Catawba County.

Referred to Committee on Judiciary No. 2.

And,

H. B. 44, a bill to be entitled an act to validate certain official acts performed by J. V. Stewart, Justice of the Peace of Catawba County.

Referred to Committee on Judiciary No. 2.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 18, a bill to be entitled an act to validate acts done and proceedings taken to authorize the issuance of bonds of Craven County to finance the erection and equipment of buildings for a public hospital and the levy of a special annual tax for the operation and maintenance of such hospital.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efrid, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Gobble, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—114.

Those voting in the negative are: None.

#### COMMITTEE APPOINTMENTS

Mr. Speaker Hunt announces the following committee appointments.

AGRICULTURE—Representative Woodard of Northampton, Chairman, Representatives Byrum, Coates, Gregory of Harnett, and Wilson, Vice-



Chairmen, Representatives Barbee, Blue, Braswell, Choate, Cohoon, Davis of Lenoir, Delamar, Eagles, Everett, Fletcher, Godwin, Green, Gregory of Halifax, Hardy, Hargett, Harriss of Rowan, Hicks, Hines, Isaac, Jackson, Johnson, Kiser, Lane, McFadyen, McPherson, Murphy, Newman, Nicholson, Palmer, Phelps, Randall, Riggs, Rodenbough, Satterfield, Sermons, Slagle, Snyder, Speed, Spruill, Wall, Watkins, Whitehurst, Whitley, Williamson, and Wood.

**BANKS AND BANKING**—Representative Hardy, Chairman, Representatives Spruill and Womble, Vice-Chairmen, Representatives Belk, Bell, Braswell, Choate, Eagles, Fletcher, Frink, Godwin, Green, Gregory of Halifax, Harris of Wake, Harriss of Rowan, Hicks, High, Holcombe, Isaac, Jackson, Johnson, Kemp, Kerr, Lane, Leatherwood, Lloyd, Lupton, McFadyen, McMillan of Robeson, Nicholson, Owens, Phelps, Reid, Rodenbough, Story, Thomas, Wallace, West of Cherokee, West of Clay, Whitehurst, Wicker, Williamson, Wilson, and Woodard of Northampton.

**CONSERVATION AND DEVELOPMENT**—Representative Bell, Chairman, Representatives Holcombe and Vogler, Vice-Chairmen, Representatives Arledge, Barbee, Blue, Boger, Choate, Coffey, Cohoon, Courtney, Crawford, Delamar, Everett, Efrd, Fearing, Felmet, Frink, Green, Gregory of Halifax, Harding, Henley, Hines, Isaac, Jones, Kemp, Lupton, Martin, McFadyen, McMillan of Wake, Newman, Osteen, Owens, Phelps, Pickard, Quinn, Randall, Riggs, Sermons, Speed, Watkins, West of Clay, Whitley, Williamson, and Woodard of Northampton.

**CONGRESSIONAL DISTRICTS**—Representative Kemp, Chairman, Representatives Kerr and Lloyd, Vice-Chairmen, Representatives Andrews, Britt, Hicks, Jackson, Murphy, Palmer, Quinn, Taylor, and Watkins.

**EDUCATION**—Representative Henley, Chairman, Representatives Davis of Lenoir, Drummond, Hawfield, and Hill, Vice-Chairmen, Representatives Arledge, Barbee, Blue, Boger, Braswell, Choate, Cohoon, Cook, Courtney, Delamar, Eagles, Efrd, Everett, Felmet, Godwin, Green, Greenwood, Hargett, Harriss of Rowan, Harris of Wake, Hicks, High, Hines, Holcombe, Jackson, Johnson, Kennedy, Kiser, Lupton, Martin, McFadyen, McMillan of Wake, Newman, Osteen, Phelps, Ramsey, Randall, Riggs, Rodenbough, Satterfield, Sermons, Speed, Taylor, Thornburg, Vogler, Wall, West of Cherokee, Williamson, Wilson, and Wood.

**JUDICIARY No. 1**—Representative Wooten, Chairman, Representatives Jordan, Lloyd, Reid, and Taylor, Vice-Chairmen, Representatives Calder, Everett, Galifanakis, Godwin, Harris of Wake, Hines, Kennedy, Leatherman, Martin, McLaughlin, Peel, Satterfield, Snyder, Story, Thornburg, Wood, and Zollicoffer.

**JUDICIARY No. 2**—Representative Crawford, Chairman, Representatives Andrews, Britt, Dolley, and Kerr, Vice-Chairmen, Representatives Boger, Braswell, Brooks, Davis of Rowan, Fletcher, Frink, Harding, High, Leatherwood, McMillan of Wake, Osteen, Owens, Pickard, Potts, Riggs, Simpson, Vaughn, and Womble.

**MENTAL INSTITUTIONS**—Representative Umstead, Chairman, Representative Braswell, Co-Chairman, Representative Reid, Vice-Chairman,

Representatives Belk, Blue, Britt, Brooks, Coffey, Cook, Crawford, Fletcher, Galifianakis, Garner, Hardy, Harris of Wake, Hill, Isaac, McLaughlin, Palmer, Peel, Randall, Rodenbough, Satterfield, Simpson, Slagle, Spruill, Story, Watkins, and West of Clay.

STATE GOVERNMENT—Representative Hicks, Chairman, Representatives Britt and Quinn, Vice-Chairmen, Representatives Andrews, Barbee, Bell, Calder, Coates, Davis of Rowan, Eagles, Harding, Harris of Wake, Hill, Isaac, Johnson, Kemp, Lloyd, McLaughlin, Satterfield, Simpson, Snyder, Taylor, Wilson, Woodard of Northampton, Wooten, and Zollicoffer.

WILDLIFE RESOURCES—Representative Sermons, Chairman, Representatives Jackson and Johnson, Vice-Chairmen, Representatives Andrews, Arledge, Belk, Bell, Britt, Calder, Courtney, Delamar, Green, Greenwood, Griggs, Hardy, Hargett, Holcombe, Kemp, Lloyd, Lupton, McLaughlin, Newman, Osteen, Palmer, Peel, Riggs, Rodenbough, Thornburg, Wall, Wallace, Watkins, Whitehurst, Wicker, Wilson, and Woodard of Northampton.

#### ENROLLED BILLS

Representative Britt, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. R. 15. A Resolution inviting the General Assembly to hold a Session of the General Assembly in the City of Winston-Salem, Forsyth County.

On motion of Representative Kerr, duly seconded, the House adjourns and will meet tomorrow at 10 A. M.

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### NINTH DAY

HOUSE OF REPRESENTATIVES  
Friday, February 17, 1961

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hunt.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

On motion of Representative Holcombe the courtesies of the floor are extended the Honorable Bill Atkins and Mrs. Charles Hutchins of Yancey County, former members of the House of Representatives.

Representative D. G. Bell is granted a leave of absence for today.

Representative Kiser reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

#### COMMITTEE REPORT

Representative Kerr, for the Committee on Rules, sends forward the following report, which is received and ordered placed on the Calendar for consideration on Monday, February 20:

*Mr. Speaker:*

The Committee on Rules having met for the consideration of amending the House Rules reports as follows:

Amend Rule 28, House Rules, by adding thereto in alphabetical order the following standing committees to wit:

Committee on Water Resources and Control.

Committee on Irrigation and Drainage.

Amend Rule 34, House Rules, by striking out subsection (b) and inserting in lieu thereof the following:

Whenever a public bill is introduced, it shall be in such form and have such copies accompanying same as designated by the Speaker, and any bill submitted without the required number of copies shall be immediately returned to the introducer. The Clerk shall stamp the copies with the number stamped upon the original bill.

Amend Rule 35, House Rules, by striking out the caption "Printing of Bills" and inserting in lieu thereof the following: "Duplicating of Bills".

Further amend Rule 35, House Rules, by striking out the first paragraph thereof following the caption "Duplicating of Bills" and inserting in lieu thereof the following:

The Clerk shall cause such bills as are introduced to be duplicated in such numbers as may be specified by the speaker. On the morning following the delivery of the copies, the Chief Clerk shall cause the Chief Page to have one copy thereof put upon the desk of each member and shall retain the other copies in his office. A sufficient number of copies for the use of the committee to which the bill is referred shall be delivered to the chairman or clerk of that committee by the Chief Page. If the bill is passed by the House the Chief Clerk shall deliver the remaining copies to the Principal Clerk of the Senate for the use of the Senate.

Further amend Rule 35, House Rules, by striking out the word "printing" in paragraph (b), line 1, and substituting the word "duplicating".

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:



By Representatives Hines and Kemp:

H. R. 45, a joint resolution inviting the General Assembly to hold a session of the General Assembly in the City of Greensboro, North Carolina.

On motion of Representative Hines the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representative Thomas:

H. B. 46, a bill to be entitled an act to amend General Statutes 106-408 relating to the time of sales at public livestock markets.

Referred to Committee on Agriculture.

By Representatives Britt and McMillan of Robeson:

H. B. 47, a bill to be entitled an act to amend General Statutes 2-36 relating to fees of the Clerk of Superior Court of Robeson County for auditing annual and final accounts of receivers, executors, etc.

Referred to Committee on Courts and Judicial Districts.

By Representative Davis of Lenoir:

H. B. 48, a bill to be entitled an act to amend Section 130-72 of the General Statutes of North Carolina regarding the pay of local registrars in Lenoir County.

Referred to Committee on Counties, Cities and Towns.

By Representative Calder:

H. B. 49, a bill to be entitled an act adopting Replacement Volume 2B and 3A of the General Statutes.

Referred to Committee on Judiciary No. 1.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. R. 4, a joint resolution relating to the redistricting of the State for State Senatorial District purposes.

Referred to Committee on Senatorial Districts.

S. B. 9, a bill to be entitled an act relating to the North Carolina Small Loans Act.

Referred to Committee on Banks and Banking.

S. R. 25, a joint resolution inviting the General Assembly to hold a session of the General Assembly in the City of Greensboro, North Carolina.

On motion of Representative Hines the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

#### COMMITTEE APPOINTMENTS

Mr. Speaker Hunt announces the following committee appointments:

COMMITTEE ON JOURNAL—Representative Jones, Chairman, Representatives Greenwood and Satterfield, Vice-Chairmen, Representatives Braswell, Brooks, Eagles, Ferrell, Hill, Martin, West of Cherokee, and West of Clay.

COMMITTEE ON COMMERCIAL FISHERIES AND OYSTER INDUSTRY—Representative Griggs, Chairman, Representatives Bell and Frink, Vice-Chairmen, Representatives Byrum, Calder, Cohoon, Delamar, Fearing, Ferrell, Garner, Lupton, Murphy, Peel, Phelps, Riggs, Sermons, and Whitehurst.

COMMITTEE ON SALARIES AND FEES—Representative Gregory of Harnett, Chairman, Representatives Cohoon and McLaughlin, Vice-Chairmen, Representatives Arledge, Fearing, Felmet, Ferrell, Harding, Jordan, Lloyd, Lupton, Slagle, and Woodard of Northampton.

COMMITTEE ON JUSTICES OF THE PEACE—Representative Phelps, Chairman, Representatives Braswell and Holcombe, Vice-Chairmen, Representatives Andrews, Boger, Delamar, Ferrell, Harding, Leatherman, McLaughlin, McMillan of Wake, Reid, Slagle, Thomas, and West of Cherokee.

COMMITTEE ON ENROLLED BILLS—Representative Gobble, Chairman, Representative Woodard of Northampton, Vice-Chairman, Representatives Bell, Boger, Britt, Cook, Ferrell, Fletcher, Hill, Holcombe, Osteen, Palmer, Satterfield, Story, Vogler, and Whitehurst.

COMMITTEE ON PUBLIC UTILITIES—Representative Belk, Chairman, Representatives Palmer and Taylor, Vice-Chairmen, Representatives Andrews, Arledge, Barbee, Brooks, Courtney, Eagles, Gobble, Greenwood, Harding, Harriss of Rowan, Harris of Wake, Hill, Jordan, Kerr, Lloyd, McLaughlin, Osteen, Peel, Quinn, Randall, Simpson, Snyder, Wallace, Watkins, Womble, Woodard of Wilson, and Zollicoffer.

On motion of Representative Snyder, duly seconded, the House adjourns and will meet tomorrow at 10 o'clock A. M.

## TENTH DAY

### HOUSE OF REPRESENTATIVES

Saturday, February 18, 1961

The House meets pursuant to adjournment and is called to order by Representative Harris of Wake, designated by Mr. Speaker Hunt as Speaker Pro Tempore.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

On motion of Representative McMillan of Wake the reading of the Journal of yesterday is dispensed with and, without objection, the same stands approved as written.

On motion of Representative McMillan of Wake the House adjourns and will meet Monday night at 8 o'clock.

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## ELEVENTH DAY

### HOUSE OF REPRESENTATIVES

Monday Night, February 20, 1961

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hunt.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Spruill, for the Committee on the Journal, reports that the Journal of Saturday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Kemp, Jane Stedman and Julian W. McClamroch, II, of Guilford County are made honorary pagette and page, respectively, of the House of Representatives.

On motion of Representative Green the courtesies of the floor are extended the Honorable Sidney Britt of Bladen County, a former member of the House of Representatives.

On motion of Representative Woodard of Wilson the courtesies of the floor are extended Associate Justice R. Hunt Parker, a former member from Halifax County of the House of Representatives.

On motion of Representative Vogler the courtesies of the floor are extended the Honorable George W. Randall, a former member of the House from Iredell County.



## COMMITTEE APPOINTMENTS

Mr. Speaker Hunt announces the following committee appointments:

**COUNTIES, CITIES AND TOWNS**—Representative Jordan, Chairman; Representatives Palmer and Vogler, Vice-Chairmen; Representatives Andrews, Arledge, Belk, Blue, Brooks, Calder, Coffey, Cook, Crawford, Gobble, Green, Greenwood, Hargett, Harris of Rowan, Hill, Holcombe, Isaac, Kiser, Leatherman, McMillan of Robeson, Owens, Phelps, Ramsey, Riggs, Rodenbough, Satterfield, Slagle, Snyder, Speed, Taylor, and West of Cherokee.

**CONSTITUTIONAL AMENDMENTS** — Representative Zollicoffer, Chairman; and Representatives Lloyd and Riggs, Vice-Chairmen; Representatives Bell, Boger, Brooks, Crawford, Davis of Rowan, Efird, Frink, Galifianakis, Gregory of Halifax, Hargett, Harris of Wake, Jordan, Kemp, Kennedy, Kerr, Kiser, Osteen, Simpson, Snyder, Story, Taylor, Thornburg, and Wooten.

**CORPORATIONS** — Representative Blue, Chairman; Representatives Belk and Jordan, Vice-Chairmen; Representatives Efird, Harriss of Rowan, McMillan of Robeson, McMillan of Wake, McPherson, Osteen, Owens, Pickard, Potts, Quinn, Randall, Riggs, Simpson, Snyder, Taylor, Thornburg, Vaughn, West of Cherokee, and Wooten.

**ELECTIONS AND ELECTION LAWS**—Representative Arledge, Chairman; Representatives Holcombe and Newman, Vice-Chairmen; Representatives Blue, Choate, Efird, Harding, High, Hill, Johnson, Jones, Kemp, Kennedy, McPherson, Osteen, Phelps, Potts, Quinn, Ramsey, Riggs, Vogler, Wood, and Woodard of Northampton.

**EMPLOYMENT SECURITY**—Representative Wallace, Chairman; Representatives Drummond and Gobble, Vice-Chairmen; Representatives Arledge, Belk, Bell, Coates, Cohoon, Cook, Davis of Lenoir, Davis of Rowan, Fletcher, Griggs, Hicks, Palmer, Quinn, Sermons, Taylor, Thornburg, West of Cherokee, Whitehurst, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer.

**HIGHER EDUCATION**—Representative Coates, Chairman; Representatives Andrews and Frink, Vice-Chairmen; Representatives Belk, Choate, Coffey, Crawford, Davis of Lenoir, Dolley, Efird, Fearing, Felmet, Fletcher, Garner, Godwin, Greenwood, Gregory of Halifax, Harding, Hargett, Hill, Holcombe, Isaac, Kennedy, Kiser, Lane, Leatherwood, Lloyd, McMillan of Robeson, McMillan of Wake, Osteen, Palmer, Peel, Potts, Reid, Rodenbough, Slagle, Taylor, Thornburg, Umstead, Vaughn, Vogler, Wall, Williamson, Wilson, Wood, Woodard of Northampton, and Woodard of Wilson.

**INSURANCE**—Representative Whitehurst, Chairman; Representatives High and Jones, Vice-Chairmen; Representatives Andrews, Barbee, Belk, Britt, Byrum, Cohoon, Courtney, Eagles, Everett, Fearing, Gregory of Halifax, Hardy, Harriss of Rowan, Harris of Wake, Henley, Hines, Holcombe, Jordan, McFadyen, Murphy, Quinn, Sermons, Simpson, Speed, Umstead, Vaughn, Wallace, Woodard of Wilson, and Wooten.

**LIBRARY (JOINT)**—Representative Womble, Chairman; Representatives Kennedy and Woodard of Wilson, Vice-Chairmen; Andrews, Barbee, Blue, Cook, Davis of Lenoir, Dolley, Efird, Felmet, Ferrell, Green, Greenwood, Hawfield, Henley, Holcombe, Kiser, Lane, Leatherman, Leatherwood, Lloyd, McFadyen, Murphy, Osteen, Palmer, Pickard, Potts, Ramsey, Rodenbough, Satterfield, Thornburg, and Wood.

**LOCAL GOVERNMENT**—Representative Harris of Wake, Chairman; Representatives High and Wall, Vice-Chairmen; Representatives Barbee, Bell, Braswell, Britt, Byrum, Choate, Courtney, Davis of Lenoir, Delamar, Dolley, Everett, Fearing, Godwin, Harding, Hines, Jackson, Jones, Jordan, Kemp, Martin, Nicholson, Owens, Simpson, Vaughn, Wilson, Womble, Woodard of Northampton, and Zollicoffer.

**MANUFACTURERS AND LABOR**—Representative Watkins, Chairman; Representatives Courtney and Wall, Vice-Chairmen; Representatives Arledge, Britt, Byrum, Cohoon, Crawford, Eagles, Everett, Ferrell, Frink, Galifanakis, Gobble, Godwin, Gregory of Halifax, Griggs, Hardy, Harriss of Rowan, Hicks, Isaac, Johnson, Jones, Lloyd, McFadyen, Murphy, Osteen, Palmer, Phelps, Quinn, Reid, Rodenbough, Sermons, Snyder, Spruill, Wallace, West of Clay, Wicker, Wilson, and Woodard of Northampton.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

The following resolution was offered by Representative West of Clay and adopted by the House:

#### A HOUSE RESOLUTION COMMEMORATING THE 100TH ANNIVERSARY OF THE FORMATION OF CLAY COUNTY

WHEREAS, Clay County was originally created out of Cherokee County 100 years ago today by Chapter 6 of the Public Laws of 1860-61, ratified 100 years ago today on February 20, 1861; and

WHEREAS, Clay County now has an area of 219 square miles and a population of 5,526; and

WHEREAS, in early America a hearty strain of Scotch-Irish went to that mountain region of Clay County, cleared the land, built the cabins, tilled the soil—literally wresting their livelihood from the soil and from the forest; and

WHEREAS, they hold a fierce and honest pride in holding their land, principally farmers who still adhere to their forefathers' desire to leave to their children and grandchildren an inherent right of freedom; NOW, THEREFORE,

Be it resolved by the House of Representatives:

Section 1. The House hereby congratulates Clay County on its great heritage and traditions.



Section 2. When the House adjourns today, it shall adjourn in honor of the 100th Anniversary of the formation of Clay County.

Section 3. This resolution shall become effective upon its adoption.

By Representative Henley:

H. R. 50, a joint resolution providing for the appointment of a commission for the purpose of making a study of the manner in which members of the boards of education of county and city administrative school units are selected and to make its report and recommendations to the 1963 Session of the General Assembly.

Referred to Committee on Education.

By Representative Britt:

H. B. 51, a bill to be entitled an act to provide that the allegation of grounds for divorce from bed and board, alimony without divorce and alimony pendente lite shall be sufficient if couched in the language of the statute.

Referred to Committee on Judiciary No. 2.

And,

H. B. 52, a bill to be entitled an act to require that life tenants who are parties to partition proceedings allege their date of birth.

Referred to Committee on Judiciary No. 2.

And,

H. B. 53, a bill to be entitled an act to change the requirements for showing a deed absolute to be intended as security.

Referred to Committee on Judiciary No. 2.

And,

H. B. 54, a bill to be entitled an act to amend General Statutes 31-18.1 relating to the manner of probate of written attested wills so as to provide for acknowledgment of a testator's signature before the Clerk of Superior Court.

Referred to Committee on Judiciary No. 2.

And,

H. B. 55, a bill to be entitled an act to amend the General Statutes of North Carolina by adding thereto Chapter 31A, entitled "Acts Barring Property Rights".

Referred to Committee on Judiciary No. 2.

And,

H. B. 56, a bill to be entitled an act to amend General Statutes 1-339.10(c) relating to the requirement of bond by an executor on sale of real property to make assets.



Referred to Committee on Judiciary No. 2.

And,

H. B. 57, a bill to be entitled an act to make the statute of limitations on judgments rendered by a justice of the peace ten years.

Referred to Committee on Judiciary No. 2.

By Representatives Britt and McMillan of Robeson:

H. B. 58, a bill to be entitled an act to amend Chapter 316 of the Session Laws of 1947 taxing and regulating professional bondsmen in Robeson County.

Referred to Committee on Judiciary No. 2.

By Representative Andrews:

H. B. 59, a bill to be entitled an act to authorize the referral of motions to the judge regularly holding courts of an adjoining district, when the judge before whom such motion is made disqualifies himself.

Referred to Committee on Judiciary No. 2.

And,

H. B. 60, a bill to be entitled an act to provide a rule of evidence that proof of possession of recently stolen goods shall be some evidence that the person possessing such goods is guilty of receiving the same knowing them to have been stolen.

Referred to Committee on Judiciary No. 2.

And,

H. B. 61, a bill to be entitled an act to amend General Statutes 28-47 and General Statutes 28-48 so as to decrease the time for publication of executors', administrators', and collectors' notice to creditors.

Referred to Committee on Judiciary No. 2.

And,

H. B. 62, a bill to be entitled an act to amend General Statutes 15-180.1 relating to criminal appeals when sentences are suspended so as to make the section inapplicable to appeals from an inferior court to the superior court.

Referred to Committee on Judiciary No. 2.

And,

H. B. 63, a bill to be entitled an act to amend General Statutes 15-164 so as to provide the same number of peremptory challenges for the state as for the defendant in criminal cases.

Referred to Committee on Judiciary No. 2.

By Representative Newman:

H. B. 64, a bill to be entitled an act to create a Cemetery Commission for the Town of Garland and designate other purposes of its existence.

Referred to Committee on Counties, Cities and Towns.

And,

H. B. 65, a bill to be entitled an act requiring all candidates for the Office of Mayor of the Town of Garland and all candidates for the Office of Commissioners of the Town of Garland to file notice of their candidacy.

Referred to Committee on Counties, Cities and Towns.

By Representatives Davis of Lenoir and Rodenbough:

H. R. 66, a joint resolution honoring the memory of Isabel Hoey Paul.

On motion of Representative Rodenbough the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 11, a bill to be entitled an act to authorize the County Commissioners of Wilson County to regulate motor vehicle traffic on county-owned property at the Wilson County Courthouse.

Referred to Committee on Local Government.

S. B. 17, a bill to be entitled an act to authorize the Mayor and governing authority of the City of Roanoke Rapids to use certain real estate for a public library.

Referred to Committee on Local Government.

S. R. 22, a joint resolution to authorize and provide for the printing of the Governor's Biennial and Inaugural Messages to the General Assembly.

On motion of Representative Harris of Wake the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

## CALENDAR

The special report of the Rules Committee, as follows, which was submitted on Friday, February 17th., is laid before the House for consideration:

AMEND Rule 28, House Rules, by adding thereto in alphabetical order the following standing committees to wit:

Committee on Water Resources and Control.

Committee on Irrigation and Drainage.

AMEND Rule 34, House Rules, by striking out subsection (b) and inserting in lieu thereof the following:

Whenever a public bill is introduced, it shall be in such form and have such copies accompanying same as designated by the Speaker, and any bill submitted without the required number of copies shall be immediately returned to the introducer. The Clerk shall stamp the copies with the number stamped upon the original bill.

AMEND Rule 35, House Rules, by striking out the caption "Printing of Bills" and inserting in lieu thereof the following:

Duplicating of Bills.

Further AMEND Rule 35, House Rules, by striking out the first paragraph thereof following the caption "Duplicating of Bills" and inserting in lieu thereof the following:

The Clerk shall cause such bills as are introduced to be duplicated in such numbers as may be specified by the Speaker. On the morning following the delivery of the copies, the Chief Clerk shall cause the Chief Page to have one copy thereof put upon the desk of each member and shall retain the other copies in his office. A sufficient number of copies for the use of the committee to which the bill is referred shall be delivered to the chairman or clerk of that committee by the Chief Page. If the bill is passed by the House, the Chief Clerk shall deliver the remaining copies to the Principal Clerk of the Senate for the use of the Senate.

Further AMEND Rule 35, House Rules, by striking out the word "printing" in paragraph (b), line 1, and substituting the word "duplicating".

On motion of Representative Kerr, the amendments to the Rules are adopted by the following vote:

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efird, Everett, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Gobble, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman,



Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—112.

Those voting in the negative are: None.

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## RULES OF THE HOUSE OF REPRESENTATIVES

## GENERAL ASSEMBLY OF NORTH CAROLINA

1961

1. Order of Business
2. Conduct of Debate
3. Motions
4. The Previous Question
5. Voting
6. Committees
7. Handling of Bills
8. Legislative Officers and Employees
9. Privileges of the Hall
10. General Rules

Rule 1. CONVENING HOUR. The House shall convene each legislative day at the hour fixed by the House on the preceding legislative day; in case the House adjourned on the preceding legislative day without having fixed an hour for reconvening, the House shall reconvene on the next legislative day at twelve o'clock noon.

Rule 2. OPENING THE SESSION. At the convening hour on each legislative day the Speaker shall call the members to order, and shall have the session opened with prayer.

Rule 3. QUORUM. (a) A quorum consists of a majority of the qualified members of the House.

(b) On the point of no quorum being raised, the doors shall be closed and the Clerk shall call the roll of the House, after which the names of the absentees shall again be called over. Fifteen members, including the Speaker, are authorized to compel the attendance of absent members, and may order that absentees for whom no sufficient excuses are made shall be taken into custody as they appear, or wherever they may be found by special messenger appointed for that purpose.

Rule 4. APPROVAL OF JOURNAL. The Committee on the Journal shall examine daily the Journal of the House before the hour of convening to determine if the proceedings of the previous day have been correctly recorded.

Immediately following the opening prayer and upon appearance of a quorum, the Speaker shall call for the report of the Committee on the Journal as to whether or not the proceedings of the previous day have

been correctly recorded; the Speaker shall then cause the Journal to be approved. Without objection, the Journal shall stand approved.

**Rule 5. ORDER OF BUSINESS OF THE DAY.** After the approval of the Journal of the preceding day, the House shall proceed to business in the following order:

- (1) The receiving of petitions, memorials and papers addressed to the General Assembly or to the House.
- (2) Reports of standing committees.
- (3) Reports of select committees.
- (4) Introduction of Resolutions.
- (5) Introduction of Bills.
- (6) The unfinished business of the preceding day.
- (7) Bills, resolutions, petitions, memorials, messages, and other papers on the Calendar in their exact numerical order, unless displaced by the orders of the day; but messages, and motions to elect officers shall always be in order.
- (8) Reading of Notices and Announcements.

#### CONDUCT OF DEBATE

**Rule 6. DUTIES AND POWERS OF SPEAKER.** (a) The Speaker shall have general direction of the Hall. He may name any member to perform the duties of the Chair, but substitution shall not extend beyond one day, except in case of sickness or by leave of the House.

(b) In the event the Speaker, by reason of physical or mental incapacity, is unable to name a member to perform the duties of the Chair, the chairman or vice chairman of the Rules Committee shall open the Session, and the House shall thereupon proceed to elect one of their members as Speaker protempore, who shall perform all of the duties of the Speaker until such time as the Speaker may assume the Chair or name another member to perform the duties of the Chair.

**Rule 7. OBTAINING FLOOR.** (a) When any member desires recognition for any purpose, he shall rise from his seat and respectfully address the Speaker. No member shall proceed until recognized by the Speaker.

(b) When a member desires to interrupt a member having the floor, he shall first obtain recognition by the Speaker and permission of the member occupying the floor, and when so recognized and such permission is obtained, he may propound a question to the member occupying the floor, but he shall not propound a series of interrogatories or otherwise interrupt the member having the floor; and the Speaker shall, without the point of order being raised, enforce this rule.

**Rule 8. QUESTIONS OF PERSONAL PRIVILEGE.** At any time, upon recognition by the Speaker, any member may arise to speak to a question of personal privilege, and upon objection to his proceeding, the Speaker shall determine if the question is one of privilege.

**Rule 9. POINTS OF ORDER.** (a) The Speaker shall decide questions of order and may speak to points of order in preference to other members,

rising from his seat for that purpose. Any member may appeal from the ruling of the Chair on questions of order; on such appeal no member may speak more than once, unless by leave of the House. A two-third vote of the members present shall be necessary to sustain any appeal from the ruling of the Chair.

(b) When the Speaker calls a member to order, the member shall take his seat. A member called to order may clear a matter of fact, or explain, but shall not proceed in debate so long as the decision stands. If the member appeals from the ruling of the Chair and the decision be in favor of the member called to order, he may proceed; if otherwise, he shall not; and if the case, in the judgment of the House require it, he shall be liable to censure by the House.

Rule 10. LIMITATIONS ON DEBATE. No member shall speak more than twice on the main question, nor longer than thirty minutes for the first speech and fifteen minutes for the second speech, unless allowed to do so by the affirmative vote of a majority of the members present; nor shall he speak more than once upon an amendment or motion to commit or postpone, and then not longer than ten minutes. But the House may, by consent of a majority of the members present, suspend the operation of this rule during any debate on any particular question before the House, or the Committee on Rules may bring in a special rule that shall be applicable to the debate on any bill.

Rule 11. READING OF PAPERS. When there is a call for the reading of a paper which has been read in the House, and there is objection to such reading, the question shall be determined by a majority vote of the members of the House present.

Rule 12. GENERAL DECORUM. (a) The Speaker shall preserve order and decorum.

(b) Decency of speech shall be observed and personal reflection carefully avoided.

(c) While the Speaker is putting any question, or addressing the House, no person shall speak, stand up, walk out of or cross the House, nor when a member is speaking, entertain private discourse, stand up, or pass between the member and the Chair.

(d) Smoking shall not be allowed in the halls, lobbies, or the galleries while the House is in Session; except that smoking may be permitted in the lobby in the rear of the Speaker's desk.

#### MOTIONS

Rule 13. MOTIONS GENERALLY. (a) Every motion shall be reduced to writing, if the Speaker or any two members request it.

(b) When a motion is made it shall be stated by the Speaker, or, if written it shall be handed to the Chair and read aloud by the Speaker or Clerk before debate.



(c) After a motion has been stated by the Speaker or read by the Speaker or Clerk it shall be in possession of the House, but may be withdrawn before a decision or amendment, except in case of a motion to reconsider, which motion, when made by a member, shall be in possession of the House, and shall not be withdrawn without leave of the House.

Rule 14. MOTIONS, ORDER OF PRECEDENCE. (a) When in order and every motion is before the House, the question stands as follows:

Previous question.

To adjourn.

To lay on the table.

To postpone indefinitely.

To postpone to a day certain.

To commit.

To amend an amendment.

To amend.

To substitute.

To pass the bill.

(b) When a question is under debate, the following motions only shall be in order, and they shall have precedence in the order in which they stand arranged:

1. To adjourn.

2. To lay on the table.

3. To postpone indefinitely.

4. To postpone to a day certain.

5. To commit.

6. To amend.

No motion to lay on the table, to postpone indefinitely, to postpone to a day certain, to commit or to amend, being decided, shall be again allowed at the same stage of the bill or proposition.

Rule 15. MOTION TO ADJOURN. (a) A motion to adjourn shall be seconded before the motion is put to the vote of the House.

(b) A motion to adjourn shall be decided without debate, and shall always be in order, except when the House is voting or some member is speaking; but a motion to adjourn shall not follow a motion to adjourn until debate or some other business of the House has intervened.

Rule 16. MOTION TO TABLE. (a) A motion to table shall be seconded before the motion is put to the vote of the House.

(b) A motion to table shall be decided without debate.

(c) A motion to table a bill shall constitute a motion to table the bill and all amendments thereto.

(d) A motion to table an amendment sent up from the floor shall not be construed as a motion to table the principal bill or any other amendment which has been offered thereto, and if such motion is carried, only the amendment shall lie upon the table.

Rule 17. MOTION TO RECONSIDER. (a) When a motion has been once made and decided in the affirmative or negative, it is in order for any member of the majority to move for the reconsideration thereof, on the same or succeeding legislative day, unless it may have subsequently passed the Senate; Provided, that unless the vote by which the motion was originally decided was taken by a call of the ayes and noes, any member may move to reconsider.

(b) A motion to reconsider shall be determined by a majority vote, except a motion to reconsider a motion tabling a motion to reconsider, which shall require a two-thirds vote.

Rule 18. MOTION TO POSTPONE INDEFINITELY. A motion to postpone indefinitely is always in order except when a motion to adjourn or to lay on the table is before the House; however, after one motion to postpone indefinitely has been decided, another motion to postpone indefinitely shall not be allowed at the same stage of the bill or proposition. When a question has been postponed indefinitely, the same shall not be acted on again during the Session, except upon a two-third vote.

#### THE PREVIOUS QUESTION

Rule 19. PREVIOUS QUESTION. The previous question may be called only by the member submitting the report on the bill or other matter under consideration, by the member introducing the bill or other matter under consideration, or by the member in charge of the measure, who shall be designated by the chairman of the committee reporting the same to the House at the time the bill or other matter under consideration is reported to the House or taken up for consideration.

Rule 20. FORM AND EFFECT OF PREVIOUS QUESTION. (a) The previous question shall be as follows: "Shall the main question now be put?" When the call for the previous question has been decided in the affirmative by a majority vote of the House, the "main question" is on the passage of the bill, resolution or other matter under consideration, including all pending amendments. If amendments are pending, the question shall be taken upon such amendments in inverse order.

(b) The call for the previous question shall preclude all motions, amendments and debate, except the motion to adjourn made prior to the determination of the previous question. Should the motion to adjourn be made prior to the determination of the previous question the House will vote

first on the motion to adjourn and then, if the motion to adjourn fails, the members will vote on the call for the previous question.

(c) If the previous question is decided in the negative, the main question remains under debate.

#### VOTING

Rule 21. STATING QUESTIONS. (a) The Speaker shall rise to put a question.

(b) Question shall be put in this form, namely, "Those in favor (as the question may be) will say 'Aye'," and after the affirmative voice has been expressed, "Those opposed will say 'No'."

(c) Any member may call for a question to be divided into two or more propositions to be voted on separately, and the Speaker shall determine whether the question admits of such a division.

Rule 22. DETERMINING QUESTIONS. Unless otherwise provided by the Constitution of North Carolina, all questions shall be determined by the members present and voting.

Rule 23. VOTING BY DIVISION. Any member may call for a division of the members upon the question before the result of the vote has been announced. Upon a call for a division, the Speaker shall cause the number voting in the affirmative and in the negative to be determined. Upon a division and count of the House on any question, no member out of his seat shall be counted.

Rule 24. ROLL CALL VOTE. Before a question is put, any member may call for the ayes and noes; and if the call is sustained by one fifth of the members present, the question shall be decided by the ayes and noes upon a roll call vote, taken alphabetically.

(b) Every member who is in the hall of the House when the question is put shall give his vote upon a call of the ayes and noes, unless the House for special reasons shall excuse him, and no application to be excused from voting or to explain a vote shall be entertained unless made before the call of the roll. The hall of the House includes the lobbies and offices connected with the hall.

Rule 25. VOTING BY ABSENTEES. (a) No member shall vote on any question when he was not present when the question was put by the Speaker, except by the consent of the House.

(b) If any member is necessarily absent on temporary business of the House when a vote is taken upon any question, upon entering the House he shall be permitted, on request, to vote, provided that the result shall not be affected thereby.

(c) When a member who is present is paired with an absent member, he shall, when his name is called on a roll call vote, announce the pair, which shall be recorded by the Clerk.



Rule 26. VOTING BY SPEAKER. In all elections the Speaker may vote. In all other cases he may exercise his right to vote, or he may reserve this right until there is a tie; but in no case shall he be allowed to vote twice on the same question.

#### COMMITTEES

Rule 27. COMMITTEES GENERALLY. (a) All committees shall be appointed by the Speaker, unless otherwise specially ordered by the House.

(b) Any member may excuse himself from serving on any committee if he is a member of two standing committees.

(c) The chairman and five other members of any committee shall constitute a quorum of that committee for the transaction of business.

(d) In any joint meeting of the Senate and House committees, the House committee may in its discretion reserve the right to vote separately.

Rule 28. APPOINTMENT OF STANDING COMMITTEES. (a) At the commencement of the Session the Speaker shall appoint a standing committee on each of the following subjects, namely:

- On Agriculture.
- On Appropriations.
- On Banks and Banking.
- On Commercial Fisheries and Oyster Industry.
- On Commission and Institutions for the Blind.
- On Congressional Districts.
- On Conservation and Development.
- On Constitutional Amendments.
- On Corporations.
- On Counties, Cities and Towns.
- On Courts and Judicial Districts.
- On Education.
- On Elections and Election Laws.
- On Employment Security.
- On Engrossed Bills.
- On Expenditures of the House.
- On Federal and Interstate Cooperation.
- On Finance.
- On Health.
- On Higher Education.
- On Institutions for the Deaf.
- On Insurance.
- On Irrigation and Drainage.
- On the Journal.
- On Judiciary No. 1.
- On Judiciary No. 2.
- On Justices of the Peace.
- On Local Government.
- On Manufacturers and Labor.
- On Mental Institutions.

- On Military Affairs.
- On Penal Institutions.
- On Propositions and Grievances.
- On Public Buildings and Grounds.
- On Public Utilities.
- On Public Welfare.
- On Roads and Highway Safety.
- On Rules.
- On Salaries and Fees.
- On Senatorial Districts.
- On State Government.
- On Teachers' and State Employees' Retirement.
- On Veteran's Legislation.
- On Water Resources and Control.
- On Wildlife Resources.

#### JOINT COMMITTEES

- On Enrolled Bills.
- On Library.
- On Printing.
- On Trustees of University.

(b) The first member announced on each committee shall be chairman, and where the Speaker so desires he may designate a co-chairman and one or more vice chairmen.

Rule 29. STANDING COMMITTEE MEETINGS. (a) Standing committees and sub-committees of standing committees shall be furnished with suitable meeting places.

(b) Subject to the provisions of sub-sections (c) and (d) of this Rule, standing committees and subcommittees thereof shall permit other members of the General Assembly, the press, and the general public to attend all Sessions of said committees or subcommittees.

(c) The chairman or other presiding officer shall have general direction of the meeting place of the committee or subcommittee and, in case of any disturbance or disorderly conduct therein, or if the peace, good order, and proper conduct of the legislative business is hindered by any individual or individuals, the chairman or presiding officer shall have power to exclude from the Session any individual or individuals so hindering the legislative business or, if necessary, to order the meeting place cleared of all persons not members of the committee or subcommittee.

(d) Upon the affirmative vote of a majority of the members of any standing committee or subcommittee, executive sessions may be held, but in no event shall final action be taken in executive sessions.

(e) Procedure in the committees shall be governed by the rules of the House, so far as the same may be applicable to such procedure.

Rule 30. COMMITTEE HEARINGS. The chairman of all committees shall notify, or cause to be notified, the first named introducer on such

bills as are set for hearing before their respective committees as to the date, time and place of such hearing.

Rule 31. COMMITTEE OF THE WHOLE HOUSE. (a) A Committee of the Whole House shall not be formed, except by suspension of the rules, if there be objection by any member.

(b) After passage of a motion to form a Committee of the Whole House, the Speaker shall appoint a chairman to preside in committee, and the Speaker shall leave the Chair.

(c) The rules of procedure in the House shall be observed in the Committee of the Whole House, so far as they may be applicable, except the rule limiting the time of speaking and the previous question.

(d) In the Committee of the Whole House a motion that the committee rise shall always be in order, except when a member is speaking, and shall be decided without debate.

(e) When a bill is submitted to the Committee of the Whole House, it shall be read and debated by sections, leaving the preamble to be last considered. The body of the bill shall not be defaced or interlined, but all amendments, noting the page and line, shall be duly entered by the Clerk on a separate paper as the same shall be agreed to by the committee, and so reported to the House. After report, the bill shall again be subject to be debated and amended by sections before a question on its passage be taken.

#### HANDLING OF BILLS

Rule 32. INTRODUCTION OF BILLS AND RESOLUTIONS. (a) Every bill shall be introduced in regular order of business, except upon permission of the Speaker or on the report of a committee.

(b) Any member introducing a bill or resolution shall briefly endorse thereon the substance of the same.

Rule 33. PAPERS ADDRESSED TO THE HOUSE. Petitions, memorials and other papers addressed to the House shall be presented by the Speaker; a brief statement of the contents thereof may be verbally made by the introducer before reference to a committee, but such papers shall not be debated or decided on the day of their first being read, unless the House shall direct otherwise.

Rule 34. INTRODUCTION OF BILLS, COPIES REQUIRED. (a) Whenever any resolution or bill is introduced a carbon copy thereof shall be attached thereto, and the Principal Clerk shall cause said carbon copy to be numbered as the original resolution or bill is numbered, and shall cause the same to be available at all times to the member introducing the same.

(b) Whenever a public bill is introduced, it shall be in such form and have such copies accompanying same as designated by the Speaker, and any bill submitted without the required number of copies shall be im-



mediately returned to the introducer. The Clerk shall stamp the copies with the number stamped upon the original bill.

**Rule 35. DUPLICATING OF BILLS.** (a) The Clerk shall cause such bills as are introduced to be duplicated in such numbers as may be specified by the Speaker. On the morning following the delivery of the copies, the Chief Clerk shall cause the Chief Page to have one copy thereof put upon the desk of each member and shall retain the other copies in his office. A sufficient number of copies for the use of the committee to which the bill is referred shall be delivered to the chairman or clerk of that committee by the Chief Page. If the bill is passed by the House, the Chief Clerk shall deliver the remaining copies to the Principal Clerk of the Senate for the use of the Senate.

(b) The cost of duplicating shall be paid from the Contingent Fund of the House of Representatives.

**Rule 36. REFERENCE TO COMMITTEE.** Each bill not introduced on the report of a committee shall immediately upon its introduction be referred by the Speaker to such committee as he deems appropriate.

**Rule 37. REPORT BY COMMITTEE.** All bills and resolutions shall be reported from the committee to which referred, with such recommendations as the committee may desire to make.

(a) **Favorable Report.** When a committee reports a bill with the recommendation that it be passed, the bill shall be placed on the favorable calendar.

(b) **Report without Prejudice.** When a committee reports a bill without prejudice, the bill shall be placed on the favorable calendar.

(c) **Unfavorable Report.** When a committee reports a bill with the recommendation that it be not passed, and no minority report accompanies it, the bill shall be placed on the unfavorable calendar.

(d) **MINORITY REPORT.** When a bill is reported by a committee with a recommendation that it be not passed, but it is accompanied by a minority report signed by at least one-fourth of the members of the committee who were present and voting when the bill was considered in committee, the question before the House shall be: "The adoption of the minority report." If the minority report is adopted by majority vote the bill shall be placed on the favorable calendar for consideration. If the minority report fails of adoption by a majority vote, the bill shall be placed on the unfavorable calendar.

**Rule 38. REMOVING BILL FROM UNFAVORABLE CALENDAR.** A bill may be removed from the unfavorable calendar upon motion carried by a two-thirds vote. A motion to remove a bill from the unfavorable calendar is not debatable, but the movant may, before making the motion, make a brief and concise statement, not more than five minutes in length, of the reasons for the motion.

**Rule 39. REPORTS ON APPROPRIATION AND REVENUE BILLS.** All committees, other than the Committee on Appropriations, when favor-

ably reporting any bill which carries an appropriation from the State, shall indicate same in the report, and said bill shall be referred to the Committee on Appropriations for a further report before being acted upon by the House. All committees, other than the Committee on Finance, when favorably reporting any bill which in any way or manner raises revenue or levies a tax or authorizes the issue of bonds or notes, whether public, public-local, or private, shall indicate same in the report, and said bill shall be referred to the Committee on Finance for a further report before being acted upon by the House.

**Rule 40. RECALL OF BILL FROM COMMITTEE.** When a bill has been introduced and referred to a committee, if after ten days the committee has failed to report thereon, then the introducer of the bill or some member designated by him may, after three days' public notice given in the House, on motion supported by a vote of two-thirds of the members present and voting, recall the same from the committee to the floor of the House for consideration and such action thereon as a majority of the members present may direct.

**Rule 41. CALENDARS.** The Clerk of the House shall keep a separate calendar of the public, local and private bills, and shall number them in the order in which they are introduced, and all bills shall be disposed of in the order they stand upon the calendar; but the Committee on Rules may at any time arrange the order of precedence in which bills may be considered.

**Rule 42. READINGS OF BILLS.** (a) Every bill shall receive three readings in the House previous to its passage. The introduction of the bill shall constitute its first reading, and the Speaker shall give notice at each subsequent reading whether it be the second or third reading.

(b) No bill shall be read more than once on the same day without the concurrence of two-thirds of the members present and voting.

**Rule 43. EFFECT OF DEFEATED BILL.** (a) Subject to the provisions of subsection (b) of this Rule, after a bill has been tabled or has failed to pass on any of its readings, the contents of such bill or the principal provisions of its subject matter shall not be embodied in any other measure. Upon the point of order being raised and sustained by the Chair, such measure shall be laid upon the table, and shall not be taken therefrom except by a two-thirds vote.

(b) No local bill shall be held by the Chair to embody the provisions of or to be identical with any statewide measure which has been laid upon the table, or failed to pass any of its readings.

**Rule 44. AMENDMENTS AND RIDERS.** No amendment or rider to a bill before the House shall be in order unless such rider or amendment is germane to the bill under consideration.

**Rule 45. CONFERENCE COMMITTEES.** Whenever the House shall decline or refuse to concur in amendments put by the Senate to a bill originating in the House, or shall refuse to adopt a substitute adopted by the Senate for a bill originating in the House, a conference committee



shall be appointed upon motion made, consisting of the number named in the motion; and the bill under consideration shall thereupon go to and be considered by the joint conferees on the part of the House and Senate.

(b) Only such matters as are in difference between the two Houses shall be considered by the conferees, and the conference report shall deal only with such matters. The conference report shall not be amended.

(c) Except as herein set out, the rules of the House of Representatives of Congress shall govern the appointment, conduct, and reports of the conferees.

#### LEGISLATIVE OFFICERS AND EMPLOYEES

Rule 46. ELECTED OFFICERS. The House shall elect a Principal Clerk, a Reading Clerk, and a Sergeant-at-Arms. The Principal Clerk shall continue in office until another is elected.

Rule 47. ASSISTANTS TO PRINCIPAL CLERK AND SERGEANT-AT-ARMS. The Principal Clerk and the Sergeant-at-Arms may appoint, with the approval of the Speaker, such assistants as may be necessary to the efficient discharge of the duties of their various offices. One or more of such assistants may be assigned by the Speaker from the Principal Clerk's office to the office of the Attorney General for the purpose of drafting bills.

Rule 48. SPEAKER'S CLERK, CHAPLAIN, AND PAGES. (a) The Speaker may appoint a Clerk to the Speaker, a Chaplain of the House, and he may also appoint ten pages to wait upon the Sessions of the House; when the pressure of business may require, the Speaker may appoint five additional pages.

(b) When the House is not in session, the pages shall be under the supervision of the Principal Clerk.

Rule 49. COMMITTEE CLERKS. (a) The Chairman of each of the following committees may, with the approval of the Speaker, appoint a clerk to his committee: Agriculture; Appropriations; Banks and Banking; Commercial Fisheries and Oyster Industry; Conservation and Development; Constitutional Amendments; Corporations; Counties, Cities and Towns; Courts and Judicial Districts; Education; Elections and Election Laws; Employment Security; Finance; Health; Higher Education; Insurance; Judiciary No. 1; Judiciary No. 2; Local Government; Manufacturers and Labor; Mental Institutions; Military Affairs; Penal Institutions; Propositions and Grievances; Public Utilities; Public Welfare; Roads and Highway Safety; Rules; Salaries and Fees; Senatorial Districts; State Government; Veterans' Legislation; and Wildlife Resources.

(b) Whenever the Speaker deems it advisable, he may assign a clerk to act for two or more committees.

(c) The leader of the minority party may, with the approval of the Speaker, be assigned a clerk.

(d) With the exception of the clerks appointed to the Committees on Appropriations, Finance, Judiciary No. 1 and Judiciary No. 2, the clerks



of all the above named committees, when not on duty with their specific committees, shall report to and be under the supervision of the Principal Clerk of the House for assignment to special duty with other committees and to serve the convenience of the members of the House.

Rule 50. COMPENSATION OF CLERKS. No clerk, laborer, or other person employed or appointed under Rules 47, 48, and 49 hereof shall receive during such employment, appointment, or service any compensation from any department of the State Government, or from any other source, and there shall not be voted, paid or awarded any additional pay, bonus or gratuity to any of them, but they shall receive only the pay now provided by law for such duties and services.

#### PRIVILEGES OF THE HALL

Rule 51. ADMITTANCE TO FLOOR. No person except members, officers and employees of the General Assembly, Judges of the Supreme and Superior Courts, state officers and former members of the General Assembly who are not registered under the provisions of Article 9 of Chapter 120 of the General Statutes of North Carolina shall be allowed on the floor of the House or in the lobby in the rear of the Speaker's desk during its session, unless permitted by the Speaker.

Rule 52. ADMITTANCE OF PRESS. Reporters wishing to take down debates may be admitted by the Speaker, who shall assign such places to them on the floor or elsewhere, to effect this object, as shall not interfere with the convenience of the House.

Rule 53. EXTENDING COURTESIES. No motion to suspend the rules for the purpose of extending the courtesies of the floor, lobby or gallery shall be made during the consideration of the Public Calendar, except upon motion of the Speaker.

Rule 54. ORDER IN GALLERIES AND LOBBIES. In case of any disturbance or disorderly conduct in the galleries or lobby, the Speaker or other presiding officer is empowered to order the same to be cleared.

#### GENERAL RULES

Rule 55. ATTENDANCE OF MEMBERS. No member or officer of the House shall absent himself from the service of the House without leave, unless from sickness or disability.

Rule 56. DOCUMENTS TO BE SIGNED BY THE SPEAKER. All acts, addresses, and resolutions and all warrants and subpoenas issued by order of the House shall be signed by the Speaker or Presiding Officer.

Rule 57. RULES, RESCISSION OR ALTERATION. No standing rule or order shall be rescinded or altered without one day's notice given on the motion thereof, and to sustain such motion two-thirds of the House shall be required.

On motion of Representative Hines, duly seconded, the House adjourns and will meet tomorrow at 12 o'clock noon.

## TWELFTH DAY

HOUSE OF REPRESENTATIVES

Tuesday, February 21, 1961

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hunt.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Jones, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Rodenbough the courtesies of the floor are extended General Capus Waynick, a former member of the House of Representatives from Guilford County.

On motion of Representative Belk the following from Mecklenburg County are made honorary pagettes and pages of the House: Ann Douglas Fogartie, Elizabeth Vance Fogartie, Arthur Ford Fogartie, James Eugene Fogartie, Jr., Hilda Sanford Hemby, May Beverly Hemby, and Alexa Dawson Hemby.

## COMMITTEE APPOINTMENTS

Mr. Speaker Hunt announces the following Committees:

COMMISSIONS AND INSTITUTIONS FOR THE BLIND—Representative Vogler, Chairman, Representatives Hill and Holcombe, Vice-Chairmen, Representatives Belk, Boger, Byrum, Cook, Efrd, Fearing, Ferrell, Lane, Leatherman, Lupton, Martin, McFadyen, McMillan of Wake, McPherson, Nicholson, Osteen, Potts, Quinn, Satterfield, Simpson, Snyder, Thornburg, Umstead, Vaughn, Wall, Wallace, and Womble.

COURTS AND JUDICIAL DISTRICTS—Representative Taylor, Chairman, Representatives Harris of Wake, High, Kennedy, and Zollicoffer, Vice-Chairmen, Representatives Bell, Boger, Braswell, Britt, Brooks, Calder, Cohoon, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Dolley, Everett, Fearing, Frink, Godwin, Hines, Jordan, Kerr, Leatherman, Martin, Osteen, Owens, Peel, Pickard, Reid, Riggs, Simpson, Snyder, Thornburg, Vaughn, Wood, and Wooten.

ENGROSSED BILLS—Representative Thomas, Chairman, Representatives Peel and Wall, Vice-Chairmen, Representatives Andrews, Arledge, Blue, Coates, Efrd, Felmet, Galifianakis, Gregory of Halifax, Hines, Lane, Leatherwood, McPherson, Osteen, Potts, Quinn, Ramsey, Thornburg, Vaughn, Wood and Wooten.

EXPENDITURES OF THE HOUSE—Representative Courtney, Chairman, Representatives Vogler and Henley, Vice-Chairmen, Representatives Arledge, Barbee, Belk, Coffey, Eagles, Fearing, Felmet, Frink, Greenwood, Gregory of Harnett, Harding, Hargett, Hawfield, Hicks, Kemp, Lloyd, McPherson, Palmer, Potts, Spruill, Thomas, Umstead, Vaughn and Wood.



**FEDERAL AND INTERSTATE COOPERATION**—Representative Dolley, Chairman, Representatives Vaughn and Whitehurst, Vice-Chairmen, Representatives Davis of Lenoir, Felmet, Ferrell, Green, Greenwood, Gregory of Harnett, Hawfield, Holcombe, Jordan, Kennedy, Lane, Leatherwood, Nicholson, Osteen, Owens, Pickard, Potts, Quinn, Ramsey, Riggs, Satterfield, Snyder, Thomas, Thornburg, Vogler, Wall, Wilson, and Wood.

**HEALTH**—Representative Davis of Lenoir, Chairman, Representatives Phelps and Spruill, Vice-Chairmen, Representatives Boger, Brooks, Byrum, Cohoon, Cook, Delamar, Efird, Fearing, Felmet, Galifianakis, Garner, Harriss of Rowan, Henley, Holcombe, Isaac, Kennedy, Lane, Leatherman, Martin, McMillan of Wake, McPherson, Newman, Nicholson, Owens, Pickard, Potts, Randall, Riggs, Rodenbough, Slagle, Snyder, Speed, Story, Thomas, Umstead, Vogler, Whitley, Wood, and Zollicoffer.

**INSTITUTIONS FOR THE DEAF**—Representative Kennedy, Chairman, Representatives Davis of Lenoir and Phelps, Vice-Chairmen, Representatives Britt, Byrum, Coates, Cook, Courtney, Hargett, Harris of Wake, High, Holcombe, Jordan, Lane, Leatherman, Leatherwood, Nicholson, Owens, Pickard, Potts, Ramsey, Randall, Simpson, Story, Thornburg, Vogler, Wall and Williamson.

**IRRIGATION AND DRAINAGE**—Representative Cohoon, Chairman, Representatives Williamson and Wooten, Vice-Chairmen, Representatives Bell, Byrum, Delamar, Fearing, Ferrell, Frink, Griggs, Hargett, Lane, Lupton, McPherson, Riggs, and Spruill.

**MILITARY AFFAIRS**—Representative Delamar, Chairman, Representatives Lloyd and Wilson, Vice-Chairmen, Representatives Arledge, Belk, Bell, Ferrell, Gregory of Halifax, Hardy, Harris of Wake, High, Martin, McMillan of Wake, Murphy, Osteen, Randall, Thornburg, and West of Clay.

**PENAL INSTITUTIONS**—Representative Holcombe, Chairman, Representatives Dolley and Harris of Wake, Vice-Chairmen, Representatives Coates, Coffey, Cohoon, Crawford, Davis of Rowan, Efird, Garner, Green, Gregory of Harnett, Griggs, Hardy, Hill, Slagle, Speed, Taylor, Thomas, Thornburg, Vaughn, Wall, West of Cherokee, and Whitley.

**PROPOSITIONS AND GRIEVANCES**—Representative Byrum, Chairman, Representatives Henley and Hill, Vice-Chairmen, Representatives Arledge, Barbee, Bell, Braswell, Felmet, Galifianakis, Gobble, Godwin, Gregory of Harnett, Griggs, Hardy, Harriss of Rowan, Hicks, Hines, Holcombe, McLaughlin, Murphy, Quinn, Rodenbough, Sermons, Snyder, Wall, Wallace, Williamson, Wilson, and Womble.

**PRINTING (JOINT)**—Representative Jackson, Chairman, Representatives Blue and Griggs, Vice-Chairmen, Representatives Barbee, Boger, Eagles, Efird, Delamar, Galifianakis, Harding, Hill, McPherson, Osteen, Palmer, Quinn, Reid, Speed, Vaughn, and Vogler.

**PUBLIC BUILDINGS AND GROUNDS**—Representative Satterfield, Chairman, Representatives Hargett and Kiser, Vice-Chairmen, Representatives Barbee, Bell, Cohoon, Efird, Fearing, Felmet, Fletcher, Garner, Hawfield, Hill, Hines, Kennedy, Lane, Leatherman, Leatherwood, McPherson,



Nicholson, Owens, Pickard, Potts, Ramsey, Story, Thomas, Vaughn, West of Cherokee, West of Clay, Whitley and Wood.

**PUBLIC WELFARE**—Representative Hargett, Chairman, Representatives Frink and High, Vice-Chairmen, Representatives Arledge, Blue, Coates, Drummond, Fletcher, Greenwood, Harriss of Rowan, Harris of Wake, Hicks, Hill, Holcombe, Johnson, Kemp, Kerr, Leatherwood, Lloyd, Murphy, Osteen, Palmer, Peel, Rodenbough, Satterfield, Story, Taylor, Umstead, Vaughn, Vogler, Whitley, Williamson, Woodard of Northampton, and Woodard of Wilson.

**ROADS AND HIGHWAY SAFETY**—Representative Quinn, Chairman, Representatives Arledge, Cohoon, Greenwood, and Palmer, Vice-Chairmen, Representatives Barbee, Belk, Blue, Boger, Byrum, Coates, Davis of Rowan, Eagles, Fearing, Felmet, Godwin, Green, Gregory of Harnett, Hargett, Henley, Hines, Jones, Lane, McLaughlin, McMillan of Wake, McPherson, Osteen, Potts, Rodenbough, Thomas, Thornburg, Vaughn, Wallace, Whitehurst, Whitley, Williamson, Woodard of Northampton, Wooten, and Zollicoffer.

**SENATORIAL DISTRICTS**—Representative Lloyd, Chairman, Representatives Harris of Wake and Wallace, Vice-Chairmen, Representatives Blue, Calder, Coffey, Dolley, Drummond, Hawfield, Hill, Johnson, Kemp, Peel, Quinn, and Woodard of Wilson.

**TEACHERS' AND STATE EMPLOYEES' RETIREMENT**—Representative Kiser, Chairman, Representatives Griggs and Wilson, Vice-Chairmen, Representatives Choate, Cohoon, Cook, Courtney, Davis of Lenoir, Garner, Hill, Hines, Jones, Phelps, Rodenbough, Vaughn, and Vogler.

**TRUSTEES OF THE UNIVERSITY (JOINT)**—Representative Rodenbough, Chairman, Representatives Andrews, and Wicker, Vice-Chairmen, Representatives Belk, Bell, Boger, Braswell, Brooks, Byrum, Coates, Cohoon, Courtney, Crawford, Drummond, Eagles, Ferrell, Gregory of Halifax, Hardy, Harris of Wake, Henley, High, Hines, Kemp, Kerr, Leatherman, Lloyd, Lupton, Murphy, Nicholson, Quinn, Reid, Sermons, Snyder, Taylor, Thornburg, Umstead, Wallace, Watkins, Whitehurst, Wilson, Woodard of Northampton, Woodard of Wilson, and Zollicoffer.

**VETERAN'S LEGISLATION**—Representative Wilson, Chairman, Representatives Delamar and Arledge, Vice-Chairmen, Representatives Bell, Calder, Cohoon, Davis of Lenoir, Ferrell, Hardy, Hill, McMillan of Wake, Simpson, Snyder, Speed, and Vaughn.

**WATER RESOURCES AND CONTROL**—Representative Murphy, Chairman, Representatives Gobble and Harriss of Rowan, Vice-Chairmen, Representatives Boger, Braswell, Brooks, Choate, Cook, Davis of Lenoir, Everett, Frink, Godwin, Greenwood, Henley, Hines, Kemp, Kennedy, Kerr, Lupton, McFadyen, McLaughlin, McMillan of Wake, Nicholson, Palmer, Phelps, Pickard, Randall, Slagle, Snyder, Story, Thomas, Thornburg, Vaughn, Wall, West of Cherokee, Whitley, Williamson, and Wooten.

The Speaker announces the following additions and changes to Committees:

Representatives Hicks and Satterfield added to Committee on Insurance.

Representative Hicks removed from Committee on Manufacturers and Labor.

Representative Efrid added to Committee on Finance.

50  
INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representatives High and Henley:

H. B. 67, a bill to be entitled an act to amend the Private Laws of 1925, Chapter 28, Article 8, Sections, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, and 96, all of the Charter of the City of Fayetteville, and Chapter 446 of the Session Laws of 1955 dealing with municipal elections in the City of Fayetteville, and to make applicable to the City of Fayetteville the provisions of Articles 4, 5, 6, 7, 8, 9, 12, 13, 14 of Chapter 163 of the General Statutes of North Carolina, and General Statutes 163-115.1, as now or hereafter applicable to Cumberland County, and to provide for the conduct of all primary, general, regular and special elections in the City of Fayetteville by the Cumberland County Board of Elections.

Referred to Committee on Local Government.

By Representative Hill:

H. B. 68, a bill to be entitled an act to amend Chapter 49 of the Public-Local and Private Laws of 1939 relating to the selection and terms of Grand Jurors of Catawba County.

Referred to Committee on Local Government.

By Representatives Blue and Murphy:

H. B. 69, a bill to be entitled an act to amend General Statutes 58-251.1 relating to the time limit on certain defenses to liability under accident and health insurance policies.

Referred to Committee on Insurance.

By Representative Zollicoffer:

H. B. 70, a bill to be entitled an act to provide for nonjury trial of uncontested divorce cases in the superior court.

Referred to Committee on Judiciary No. 1.

And,

H. B. 71, a bill to be entitled an act to prohibit a voluntary non-suit after a case is submitted to the jury.

Referred to Committee on Judiciary No. 1.

And,

H. B. 72, a bill to be entitled an act to permit a solicitor to argue for a death sentence in a capital case.

Referred to Committee on Judiciary No. 1.

And,

H. B. 73, a bill to be entitled an act to clarify General Statutes 15-167 relating to extending a term of court otherwise expiring in the course of a trial.

Referred to Committee on Judiciary No. 1.

By Representative Courtney:

H. B. 74, a bill to be entitled an act to authorize the Caldwell County Board of Education to convey certain school property to the State of North Carolina at private sale.

Referred to Committee on Local Government.

And,

H. B. 75, a bill to be entitled an act to amend General Statutes 7-70 so as to fix the terms of Superior Court to be held in Caldwell County.

Referred to Committee on Judiciary No. 2.

By Representative Wall:

H. B. 76, a bill to be entitled an act to amend Chapter 606 of the 1959 Session Laws fixing the terms of office of the county commissioners of McDowell County.

Referred to Committee on Local Government.

And,

H. B. 77, a bill to be entitled an act to amend General Statutes 105-327, relating to the county board of equalization and review, applicable to McDowell County only.

Referred to Committee on Judiciary No. 2.

By Representative Davis of Lenoir:

H. B. 78, a bill to be entitled an act to amend the Charter of the City of Kinston relating to the compensation of the mayor and the members of the Board of Aldermen of said City.

Referred to Committee on Counties, Cities and Towns.

And,

H. B. 79, a bill to be entitled an act to amend Chapter 296, Session Laws of 1943, relating to the salary of the members of the Board of County Commissioners of Lenoir County.

Referred to Committee on Counties, Cities and Towns.



## MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 13, a bill to be entitled an act to amend certain sections of the General Statutes to provide for the licensing of nursing homes by the State Board of Health rather than by the North Carolina Medical Care Commission and the State Board of Public Welfare.

Referred to Committee on Public Welfare.

S. R. 44, a joint resolution expressing sympathy upon the death of and to honor the memory of Marshall Otis Poole, former State Senator from Montgomery County.

On motion of Representative Wallace the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

## ENROLLED BILLS

Representative Gobble, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. R. 25. A Joint Resolution inviting the General Assembly to hold a Session of the General Assembly in the City of Greensboro, North Carolina.

S. R. 22. A Joint Resolution to authorize and provide for the printing of the Governor's Biennial and Inaugural Messages to the General Assembly.

H. R. 66. A Joint Resolution honoring the memory of Isabel Hoey Paul.

H. B. 7. An Act to amend the Charter of the Town of Ahoskie in Hertford County with respect to town elections.

H. B. 8. An Act to exempt Hertford County from the provisions of Chapter 1235 of the Session Laws of 1959 relating to plats and subdivisions and land surveys and recording of the same.

On motion of Representative Whitehurst, duly seconded, the House adjourns in honor of the memory of the late Mrs. Catherine Caldwell, wife of Chancellor Caldwell of North Carolina State College, and will meet tomorrow at 12 o'clock.

## THIRTEENTH DAY

HOUSE OF REPRESENTATIVES

Wednesday, February 22, 1961

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hunt.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Jones, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Everett the courtesies of the floor are extended the Honorable Walter B. Jones, former member of the House from Pitt County.

On motion of Representative Reid the courtesies of the floor are extended the Honorable Charles Randleman, former member of the Senate from Surry County.

On motion of Representative Harris of Wake, Nan Boyd Hudson of Christian County, Hopkinsville, Kentucky, is made an honorary page of the House of Representatives.

On motion of Representative Kemp, Craig Ferron Bitler of Guilford County is made an honorary page of the House of Representatives.

On motion of Representative Harris of Wake, George Maurice Burnette, Michael Winston Burnette and David Michael Farmer of Wake County are made honorary pages of the House of Representatives.

On motion of Representative Hill, Richard Frederick Marshall of Catawba County is made an honorary page of the House of Representatives.

## COMMITTEE APPOINTMENTS

Mr. Speaker Hunt appoints the following as a committee to arrange for a composite picture of the members of the House of Representatives: Representatives Gobble, Gregory of Harnett and Felmet.

Mr. Speaker Hunt announces the following additions to Committees:

Representative Vogler added to the following:

Committee on Corporations

Committee on Public Utilities

Committee on Roads and Highway Safety

Representative Harriss of Rowan added to the following:

Committee on Penal Institutions

Committee on Teachers' and State Employees' Retirement

## REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Representative Harris of Wake, for the Committee on Local Government.

H. B. 67, a bill to be entitled an act to amend the Private Laws of 1925, Chapter 28, Article 8, Sections 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95 and 96, all of the Charter of the City of Fayetteville, and Chapter 446 of the Session Laws of 1955 dealing with municipal elections in the City of Fayetteville, and to make applicable to the City of Fayetteville the provisions of Articles 4, 5, 6, 7, 8, 9, 12, 13, 14 of Chapter 163 of the General Statutes of North Carolina, and General Statutes 163-115.1, as now or hereafter applicable to Cumberland County, and to provide for the conduct of all primary, general, regular and special elections in the City of Fayetteville by the Cumberland County Board of Elections.

With a favorable report.

On motion of Representative Hill the rules are suspended and the bill is placed on today's Calendar.

H. B. 68, a bill to be entitled an act to amend Chapter 49 of the Public-Local and Private Laws of 1939 relating to the selection and terms of grand jurors of Catawba County.

With a favorable report.

On motion of Representative Harris of Wake the rules are suspended and the bill is placed on today's Calendar.

## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representative Kemp:

H. R. 80, a joint resolution ratifying the proposed amendment to the Constitution of the United States relating to the granting of representation in the electoral college to the District of Columbia.

Referred to Committee on Elections and Election Laws.

By Representative Hawfield:

H. B. 81, a bill to be entitled an act to extend the corporate limits of the Town of Wingate in Union County.

Referred to Committee on Local Government.

By Representative Frink:



H. B. 82, a bill to be entitled an act to amend Chapters 20 and 58 of the General Statutes of North Carolina relating to the motor vehicle liability insurance and proof of financial responsibility by increasing the minimum limits thereof.

Referred to Committee on Insurance.

By Representative Thornburg:

H. B. 83, a bill to be entitled an act to amend the Charter of the Town of Sylva relating to municipal elections.

Referred to Committee on Counties, Cities and Towns.

By Representative Cook:

H. B. 84, a bill to be entitled an act to amend General Statutes 160-227.1, 1959 Supplement to the General Statutes, so as to authorize municipalities in Macon County to adopt subdivision ordinances.

Referred to Committee on Counties, Cities and Towns.

By Representative Dolley:

H. B. 85, a bill to be entitled an act to change the style of the name of the Town of Mount Holly in Gaston County to the City of Mount Holly and to provide a consolidated and revised charter therefor.

Referred to Committee on Judiciary No. 2.

By Representative Umstead:

H. B. 86, a bill to be entitled an act to revise and reorganize the Charter of the Town of Chapel Hill.

Referred to Committee on Local Government.

By Representative Barbee:

H. B. 87, a bill to be entitled an act relating to the terms of office of the Board of Commissioners of Middlesex in Nash County.

Referred to Committee on Local Government.

By Representative Simpson:

H. B. 88, a bill to be entitled an act to further amend Chapter 93 of the Private Laws of 1907 relating to the election of trustees of the Glen Alpine Graded School District, as amended by Chapter 1219, Session Laws of 1959.

Referred to Committee on Education.

By Representative Newman:

H. B. 89, a bill to be entitled an act to amend General Statutes 106-408 relating to the hours of sale of livestock at auction in Sampson County.

Referred to Committee on Local Government.

By Representative Byrum:

H. B. 90, a bill to be entitled an act to amend Chapter 505 of the 1959 Session Laws of North Carolina relating to peace officers' emergency fees and payment of secretaries' expenses for the Peace Officers' Relief Fund for the County of Chowan.

Referred to Committee on Counties, Cities and Towns.

By Representative Wall:

H. B. 91, a bill to be entitled an act to fill a vacancy on the McDowell County Board of Education by the appointment of a new member.

Referred to Committee on Counties, Cities and Towns.

By Representative Wooten:

H. B. 92, a bill to be entitled an act to amend Section 22 of Article 2 of Chapter 90 of the General Statutes of North Carolina and to designate terms of office and manner of election of members of the North Carolina State Board of Dental Examiners and to prescribe their qualifications.

Referred to Committee on Judiciary No. 1.

By Representative Martin:

H. B. 93, a bill to be entitled an act to amend General Statutes 9-25 relating to the manner of selecting the grand jury in Davie County.

Referred to Committee on Judiciary No. 1.

By Representative Coates:

H. B. 94, a bill to be entitled an act to amend the Charter of the Town of Kenly in Johnston County, by repealing the statute requiring the nomination of candidates for municipal officers by primary elections, to establish a filing procedure for municipal elections, and to provide for staggered terms of office of the Board of Aldermen.

Referred to Committee on Local Government.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 67, a bill to be entitled an act to amend the Private Laws of 1925, Chapter 28, Article 8, Sections 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, and 96, all of the Charter of the City of Fayetteville, and Chapter 446 of the Session Laws of 1955 dealing with municipal elections in the City of Fayetteville, and to make applicable to the City of Fayetteville the provisions of Articles 4, 5, 6, 7, 8, 9, 12, 13, 14 of Chapter 163 of the General Statutes of North Carolina, and General Statutes 163-115.1, as now or hereafter applicable to Cumberland County, and to provide for the conduct of all primary, general, regular and special

elections in the City of Fayetteville by the Cumberland County Board of Elections.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 68, a bill to be entitled an act to amend Chapter 49 of the Public-Local and Private Laws of 1939 relating to the selection and terms of grand jurors of Catawba County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

On motion of Representative Jackson, duly seconded, the House adjourns and will meet tomorrow at 12 o'clock Noon.

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## FOURTEENTH DAY

### HOUSE OF REPRESENTATIVES

Thursday, February 23, 1961

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hunt.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Jones, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection stands approved as written.

On motion of Representative Jackson, the rules are suspended so that the Honorable Merrill Evans, a former member from Hertford County of the House and State Senate, now Chairman of the Highway Commission, may be invited to the well of the House where he briefly addresses the House of Representatives.

On motion of Representative Frink the courtesies of the floor are extended the Honorable James Bowman, former member of the House of Representatives from Brunswick County.

Mr. Speaker Hunt announces the following as a Committee to make arrangements for the special service on Friday, March 31, 1961: Representatives Harris of Wake, Brooks, Andrews and Hines.

### HOUSE RESOLUTION

The following resolution was offered by Representatives Wilson and Ferrell and adopted by the House:



A RESOLUTION INVITING HONORABLE TED C. CONNELL, COMMANDER-IN-CHIEF, VETERANS OF FOREIGN WARS OF THE UNITED STATES, TO ADDRESS THE HOUSE OF REPRESENTATIVES.

WHEREAS, Honorable Ted C. Connell has recently been elected Commander-in-Chief, Veterans of Foreign Wars of the United States, and will be visiting in the City of Raleigh; and

WHEREAS, it is the desire of the members of the House of Representatives to invite the Honorable Ted C. Connell to address the House of Representatives; NOW, THEREFORE, Be it resolved by the House of Representatives:

Section 1. Honorable Ted C. Connell, Commander-in-Chief, Veterans of Foreign Wars of the United States, is hereby invited to address the House of Representatives of North Carolina on March 23, 1961, at twelve o'clock noon, or at such time thereafter as is convenient to the House of Representatives.

Section 2. This resolution shall become effective upon its adoption.

#### REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Representative Jordan, for the Committee on Counties, Cities and Towns.

H. B. 26, a bill to be entitled an act to amend Chapter 114 of the Session Laws of 1951, being an act to provide for the salaries of the county officials of Duplin County and to provide for certain other purposes pertaining to Duplin County.

With a favorable report.

H. B. 30, a bill to be entitled an act to amend General Statutes 153-266.22 of the General Statutes so as to make the provisions of Article 20B of Chapter 153 applicable to Person County.

With a favorable report.

H. B. 31, a bill to be entitled an act to amend General Statutes 153-266.9 of the General Statutes so as to delete Person County from the list of counties excluded from the provisions of Article 20A of Chapter 153.

With a favorable report.

H. B. 35, a bill to be entitled an act to authorize the transfer of surplus monies in the Debt Service Fund to the General Fund of the Town of Draper in Rockingham County.

With a favorable report.

H. B. 48, a bill to be entitled an act to amend Section 130-72 of the General Statutes of North Carolina regarding the pay of local registrars in Lenoir County.

With a favorable report.

H. B. 64, a bill to be entitled an act to create a Cemetery Commission for the Town of Garland and designate other purposes of its existence.

With a favorable report.

H. B. 65, a bill to be entitled an act requiring all candidates for the office of Mayor of the Town of Garland and all candidates for the office of Commissioners of the Town of Garland to file notice of their candidacy.

With a favorable report.

H. B. 78, a bill to be entitled an act to amend the Charter of the City of Kinston relating to the compensation of the Mayor and the members of the Board of Aldermen of said City.

With a favorable report.

H. B. 79, a bill to be entitled an act to amend Chapter 296, Session Laws of 1943, relating to the salary of the members of the Board of County Commissioners of Lenoir County.

With a favorable report.

H. B. 91, a bill to be entitled an act to fill a vacancy on the McDowell County Board of Education by the appointment of a new member.

With a favorable report.

On motion of Representative Wall the rules are suspended and the bill is placed on its immediate passage.

The bill passes its second and third readings and is ordered sent to the Senate.

By Representative Wooten, for the Committee on Judiciary No. 1.

H. B. 19, a bill to be entitled an act to repeal General Statutes 120-30, prescribing the form in which bills and other legislative documents shall be printed.

With a favorable report.

H. B. 93, a bill to be entitled an act to amend General Statutes 9-25 relating to the manner of selecting the grand jury in Davie County.

With a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representative Satterfield:

H. R. 95, a joint resolution honoring the memory of Reginald Lee Harris, former Lieutenant Governor, former Speaker of the House of Representatives, and long-time member of the General Assembly from Person County.

On motion of Representative Satterfield the rules are suspended and the resolution is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

A JOINT RESOLUTION HONORING THE MEMORY OF REGINALD LEE HARRIS, FORMER LIEUTENANT GOVERNOR, FORMER SPEAKER OF THE HOUSE OF REPRESENTATIVES AND LONG-TIME MEMBER OF THE GENERAL ASSEMBLY FROM PERSON COUNTY.

WHEREAS, the Honorable Reginald Lee Harris, who was born on September 9, 1890, died on the 27th day of October, 1959, after a lifetime of honorable and distinguished service to his State, to his County of Person and to his home town of Roxboro; and

WHEREAS, in the death of Mr. Harris the State has sustained an irreparable loss because it will miss the dynamic leadership that he gave unstintingly to North Carolina over a period of more than twenty-five years, serving as Representative from Person County in the General Assembly for six terms, and in addition, serving as both Speaker of the House and Lieutenant Governor, giving splendid support to all worthwhile causes, especially in the fields of finance and education; and

WHEREAS, Mr. Harris served as President of the North Carolina Cotton Manufacturers' Association, as a member of the North Carolina State College Foundation, the Textile Foundation, the Business Foundation, the Advisory Budget Commission and the State Board of Education, and for many years served as a Trustee of the University of North Carolina; and

WHEREAS, in his home community, Mr. Harris not only had a brilliant career as a businessman prominently connected with textiles and banking, but in addition he was a staunch supporter of his church and an effective leader in civic affairs, particularly in the organization and establishment of the Person County Hospital; and

WHEREAS, Mr. Harris, during a long and fruitful career, set a high mark and an enviable standard of personal conduct, evidencing in his public and private life unquestioned integrity, symbolizing the virtues most admired and respected by North Carolinians; NOW, THEREFORE, Be it resolved by the House of Representatives, the Senate concurring:

Section 1. That in the passing of Reginald Lee Harris, North Carolina, the County of Person, and the Town of Roxboro has lost a statesman, a distinguished citizen, a congenial neighbor and faithful friend, whose



affection and devotion for his own people was expressed in a lifetime of noble and dedicated public service.

Section 2. That a copy of this Resolution be spread upon the minutes of both the House of Representatives and the Senate, and that a copy be made available to his family.

Section 3. This Resolution shall become effective upon its adoption.

By Representative Frink:

H. B. 96, a bill to be entitled an act to redefine the wards and to provide for the election and terms of office of the Board of Aldermen of the City of Southport.

Referred to Committee on Elections and Election Laws.

By Representative Eagles:

H. B. 97, a bill to be entitled an act to amend Section 2 of Article 7 of Chapter 1372 of the 1955 Session Laws, the same being General Statutes 115-70, to provide that in Edgecombe County district school committees may consist of not less than three nor more than seven persons.

Referred to Committee on Education.

By Representative Lupton:

H. B. 98, a bill to be entitled an act to repeal certain laws regulating migratory waterfowl shooting hours in Hyde County.

Referred to Committee on Wildlife Resources.

By Representative Greenwood:

H. B. 99, a bill to be entitled an act to extend the territorial jurisdiction of the City Police Department of the Town of Black Mountain in Buncombe County.

Referred to Committee on Judiciary No. 2.

By Representative Satterfield:

H. B. 100, a bill to be entitled an act to amend General Statutes 115-18 relating to the county boards of education so as to fix the number of the members of the Person County Board of Education.

Referred to Committee on Education.

By Representatives Sermons, Wicker and Whitehurst:

H. B. 101, a bill to be entitled an act to amend General Statutes 20-141 to increase the maximum lawful speed of vehicles engaged in towing, drawing, or pushing small utility, farm and boat trailers.

Referred to Committee on Roads and Highway Safety.

By Representative Ferrell:

H. B. 102, a bill to be entitled an act authorizing the Board of County Commissioners of Pasquotank County to convey Albemarle Hospital property to the College of Albemarle.

Referred to Committee on Local Government.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 27, a bill to be entitled an act to appoint two members of the Board of Education of Alamance County.

Referred to Committee on Education.

S. R. 50, a joint resolution inviting His Excellency, the Governor, to address a Joint Session of the Senate and House of Representatives at 8:00 P. M., March 6, 1961.

On motion of Representative Harris of Wake the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

S. R. 47, a joint resolution honoring the memory of Reginald Lee Harris, former Lieutenant Governor, former Speaker of the House of Representatives and long-time member of the General Assembly from Person County.

Referred to Committee on Local Government.

#### ENROLLED BILLS

Mr. Gobble, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. R. 44. A Joint Resolution expressing sympathy upon the death of and to honor the memory of Marshall Otis Poole, former State Senator from Montgomery County.

H. B. 67. An Act to amend the Private Laws of 1925, Chapter 28, Article 8, Sections 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, and 96, all of the Charter of the City of Fayetteville, and Chapter 446 of the Session Laws of 1955 dealing with municipal elections in the City of Fayetteville, and to make applicable to the City of Fayetteville the provisions of Articles 4, 5, 6, 7, 8, 9, 12, 13, 14 of Chapter 163 of the General Statutes of North Carolina, and General Statutes 163-115.1, as now or hereafter applicable to Cumberland County, and to provide for the conduct of all primary, general, regular and special elections in the City of Fayetteville by the Cumberland County Board of Elections.

On motion of Representative Satterfield the House adjourns in honor of the memory of the Honorable Reginald Lee Harris, and will meet tomorrow at 10 o'clock A. M.

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## FIFTEENTH DAY

HOUSE OF REPRESENTATIVES  
Friday, February 24, 1961

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hunt.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Jones, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

A leave of absence is granted Representative Woodard of Northampton for today.

On motion of Representative Whitehurst, Ned Delamar, III of Pamlico County, son of Representative Delamar, is made an honorary page of the House of Representatives.

On motion of Representative Satterfield the rules are suspended and Mr. Edward Durell Stone, Architect for the new legislative building, escorted by Senator White and Representative Satterfield, comes to the dais and addresses the House of Representatives.

### COMMITTEE APPOINTMENTS

Mr. Speaker Hunt announces the following changes to Committees:

Representative Ferrell added to the following:

Committee on Agriculture.

Committee on Education.

Committee on Roads and Highway Safety.

Committee on Wildlife Resources.

Representative Ferrell removed from Committee on Trustees of the University (Joint).

Representative Galifianakis added to the following:

Committee on Conservation and Development.

Committee on Education.



Representative Spruill added to Committee on Trustees of the University (Joint).

Representative Story added to Committee on Education.

#### REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Representative Crawford, for the Committee on Judiciary No. 2.

H. B. 43, a bill to be entitled an act to validate certain acts performed between May 3, 1960, and January 23, 1961, by Fred W. Amos, Justice of the Peace of Catawba County.

With a favorable report, as amended.

H. B. 44, a bill to be entitled an act to validate certain official acts performed by J. V. Stewart, Justice of the Peace of Catawba County.

With a favorable report, as amended.

By Representative Harris of Wake, for the Committee on Local Government.

H. B. 25, a bill to be entitled an act to limit the operation of loud speakers, amplifying systems and public address systems in the Community of Ether in Montgomery County.

With a favorable report.

On motion of Representative Harris of Wake the bill is placed on Tuesday's Calendar, February 28.

S. B. 11, a bill to be entitled an act to authorize the County Commissioners of Wilson County to regulate motor vehicle traffic on county owned property at the Wilson County Courthouse.

With a favorable report.

On motion of Representative Woodard of Wilson the rules are suspended and the bill is placed on its immediate passage.

The bill passes its second and third readings and is ordered enrolled.

By Representative Hardy, for the Committee on Banks and Banking.

S. B. 9, a bill to be entitled an act relating to the North Carolina Small Loans Act.

With a favorable report.

On motion of Representative Hardy the bill is placed on the Calendar for Wednesday, March 1, 1961.

## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representatives Simpson and Osteen:

H. R. 103, a joint resolution authorizing the Governor to appoint a Commission to study the desirability of establishing a Civil Service System for state employees.

Referred to Committee on Teachers' and State Employees' Retirement.

By Representatives Taylor, Harris of Wake, Zollicoffer, Dolley, Bell, Wooten, Hill, Thornburg, High, Hawfield, Davis of Lenoir, Kennedy, Calder, Jordan, Hicks, Umstead, and Rodenbough:

H. B. 104, a bill to be entitled an act to amend the Constitution of North Carolina by rewriting Article IV thereof and making appropriate amendments of other articles so as to improve the administration of justice in North Carolina.

Referred to Committee on Courts and Judicial Districts.

By Representative Jackson:

H. B. 105, a bill to be entitled an act to amend Article 2, Chapter 106 of the General Statutes so as to define, govern and control the manufacture, sale and distribution of substances known as "mulches" and "fortified mulches".

Referred to Committee on Agriculture.

By Representatives Blue and Greenwood:

H. B. 106, a bill to be entitled an act to provide a retroactive salary supplement to academic and vocational teachers, principals and supervisors in certain state child care institutions.

Referred to Committee on Appropriations.

By Representatives Wooten, Hicks, Hill, Dolley, Everett, Pickard, Barbee, Sermons, Braswell, Crawford, Reid, Bell, Greenwood, Satterfield, Henley, Eagles, Taylor, Galifianakis, Woodard of Northampton, High, Calder, Zollicoffer, Arledge, Wall, Vogler, Wilson, Story, Newman, Garner, Hawfield, Fearing, Palmer, Drummond, Wood, and Simpson:

H. B. 107, a bill to be entitled an act to amend various sections of Chapter 20 of the General Statutes so as to make the law with regard to registration conform with The Vehicle Financial Responsibility Act of 1957.

Referred to Committee on Judiciary No. 1.

By Representative Reid:

H. B. 108, a bill to be entitled an act to repeal Chapter 310, Public-Local and Private Laws of 1937, relating to the custody of the county

jail of Surry County, so as to make the provisions of General Statutes 162-22 applicable to Surry County.

Referred to Committee on Judiciary No. 1.

By Representative Calder:

H. B. 109, a bill to be entitled an act to authorize appropriations by the Board of Commissioners of New Hanover County for industrial development and other purposes.

Referred to Committee on Counties, Cities and Towns.

#### SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER

Friday, February 24, 1961

*Mr. Speaker:*

It is ordered that a message be sent the House of Representatives requesting the return of S. R. 4, entitled "a joint resolution relating to the redistricting of the State for State Senatorial District purposes", for further consideration by the Senate.

Respectfully,

S. RAY BYERLY, *Principal Clerk*

Pursuant to the above message, Representative Lloyd moves that the bill be withdrawn from the Committee on Senatorial Districts and returned to the Senate; the motion prevails.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 33, a bill to be entitled an act to amend General Statutes 1-86 so as to remove the limitation that only the presiding judge may order a venire from another county.

Referred to Committee on Courts and Judicial Districts.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 64, a bill to be entitled an act to create a cemetery commission for the Town of Garland and designate other purposes of its existence.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Cohoon, Cook, Courtney, Crawford, Davis of Rowan, Delamar,



Drummond, Eagles, Everett, Fearing, Felmet, Ferrell, Frink, Galifianakis, Garner, Gobble, Godwin, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Harding, Hardy, Hargett, Harris of Wake, Hawfield, Henly, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Wilson, Womble, Wood, Woodard of Wilson, Wooten and Zollicoffer—105.

Those voting in the negative are: None.

H. B. 26, a bill to be entitled an act to amend Chapter 114 of the Session Laws of 1951, being an Act to provide for the salaries of the county officials of Duplin County and to provide for certain other purposes pertaining to Duplin County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 30, a bill to be entitled an act to amend General Statutes 153-266.22 of the General Statutes so as to make the provisions of Article 20B of Chapter 153 applicable to Person County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 31, a bill to be entitled an act to amend General Statutes 153-266.9 of the General Statutes so as to delete Person County from the list of counties excluded from the provisions of Article 20A of Chapter 153.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 35, a bill to be entitled an act to authorize the transfer of surplus monies in the Debt Service Fund to the General Fund of the Town of Draper in Rockingham County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 48, a bill to be entitled an act to amend Section 130-72 of the General Statutes of North Carolina regarding the pay of local registrars in Lenoir County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 65, a bill to be entitled an act requiring all candidates for the office of Mayor of the Town of Garland and all candidates for the office of Commissioners of the Town of Garland to file notice of their candidacy.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 78, a bill to be entitled an act to amend the Charter of the City of Kinston relating to the compensation of the mayor and members of the Board of Aldermen of said City.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 79, a bill to be entitled an act to amend Chapter 296, Session Laws of 1943, relating to the salary of the members of the Board of County Commissioners of Lenoir County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 93, a bill to be entitled an act to amend General Statutes 9-25 relating to the manner of selecting the grand jury in Davie County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 19, a bill to be entitled an act to repeal General Statutes 120-30, prescribing the form in which bills and other legislative documents shall be printed.

Passes its second and third readings and is ordered sent to the Senate.

#### ENROLLED BILLS

Representative Gobble, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 95. A Joint Resolution honoring the memory of Reginald Lee Harris, former Lieutenant Governor, former Speaker of the House of Representatives and long-time member of the General Assembly from Person County.

S. R. 50. A Joint Resolution inviting His Excellency, The Governor, to address a Joint Session of the Senate and House of Representatives at 8:00 P. M., March 6, 1961.

H. B. 18. An Act to validate acts done and proceedings taken to authorize the issuance of bonds of Craven County to finance the erection and equipment of buildings for a public hospital and the levy of a special annual tax for the operation and maintenance of such hospital.

H. B. 68. An Act to amend Chapter 49 of the Public-Local and Private Laws of 1939 relating to the selection and terms of grand jurors of Catawba County.

On motion of Representative Kiser, duly seconded, the House adjourns and will meet tomorrow at 10 o'clock A. M.

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### SIXTEENTH DAY

HOUSE OF REPRESENTATIVES  
Saturday, February 25, 1961

The House meets pursuant to adjournment and is called to order by Representative Womble, designated by Mr. Speaker Hunt as Speaker Pro Tempore.

Prayer is offered by Representative Story.

Representative Womble, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Story the House adjourns and will meet Monday Night at 8:00 o'clock P. M.

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## SEVENTEENTH DAY

### HOUSE OF REPRESENTATIVES

Monday Night, February 27, 1961

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hunt.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Jones, for the Committee on the Journal, reports that the Journal of Saturday has been examined, found correct, and without objection the same stands approved as written.

Leave of absence is granted Representative Thornburg.

The Chair, on its own motion, extends the courtesies of the floor and dais to Honorable Addison Hewlett, former Speaker of the House from New Hanover County.

The Chair, on its own motion, extends the courtesies of the floor to Honorable E. K. Powe of Durham County, former member of the House of Representatives.

On motion of Representative Womble, Carolyn Faye Wall and Joan Lee Massengill of Wake County are made honorary pagettes of the House of Representatives.

On motion of Representative Henley, Mary Anne Genter, Anne Luper and Cindy Iuliucci of Cumberland County are made honorary pagettes of the House of Representatives.

On motion of Representative Wicker, Mary Robert Dalrymple of Lee County is made an honorary pagette of the House of Representatives.

On motion of Representative Garner, Ghio Suiter Gavin of Randolph County is made an honorary page of the House of Representatives.

On motion of Representative High, Thomas Calvin Whichard of Cumberland County is made an honorary page of the House of Representatives.



On motion of Representative Belk, Emily Lupton Millis, Molly Elizabeth Millis, Susan Sherrill, James Henry Millis, Jr., and William Brooks Millis of Guilford County are made honorary pagettes and pages, respectively, of the House of Representatives.

#### COMMITTEE APPOINTMENT

Mr. Speaker Hunt announces the following change in committee:

Representatives Gregory of Harnett and Satterfield to the Committee on Trustees of the University (Joint).

#### REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Representative Henley, for the Committee on Education.

H. B. 100, a bill to be entitled an act to amend General Statutes 115-18 relating to the county boards of education so as to fix the number of the members of the Person County Board of Education.

With a favorable report.

By Representative Wooten, for the Committee on Judiciary No. 1.

H. B. 108, a bill to be entitled an act to repeal Chapter 310, Public-Local and Private Laws of 1937, relating to the custody of the county jail of Surry County, so as to make the provisions of General Statutes 162-22 applicable to Surry County.

With a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representative Wall:

H. R. 110, a joint resolution expressing sympathy upon the death of and honoring the memory of Robert Wright Proctor, former State Senator from McDowell County.

On motion of Representative Wall the rules are suspended and the resolution is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

## MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 10, a bill to be entitled an act to amend Chapter 22 of the 1959 Session Laws, authorizing the County Commissioners of Wayne County to turn into the General Fund all taxes collected for the year 1955 and all prior years so as to include 1957.

Referred to Committee on Counties, Cities and Towns.

S. B. 21, a bill to be entitled an act to relieve the Attorney General of serving on the State Board of Assessment, the Board of Directors of the North Carolina State Art Society and the State Banking Commission.

Referred to Committee on Banks and Banking.

The Chair, on its own motion, postpones consideration of the Calendar until Tuesday, February 28, 1961.

On motion of Representative McPherson, duly seconded, the House adjourns and will meet at the Memorial Auditorium in Greensboro tomorrow at 2 o'clock P. M.

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EIGHTEENTH DAY

HOUSE OF REPRESENTATIVES  
Tuesday, February 28, 1961

The House meets in Greensboro, North Carolina, pursuant to adjournment and is called to order by Mr. Speaker Hunt.

The following prayer is offered by the Reverend Allen McSween, Pastor Starmount Presbyterian Church, Greensboro, North Carolina:

"God of Grace and God of Glory, On thy people pour Thy power. Grant us wisdom, grant us courage, for the living of this hour. Give to us, O Lord, hearts aglow with enthusiasm and the inspiration of high ideals. Give to us a vision of the splendor and the glory of a world seeking to do Thy Will. Grant that these ideals and this vision may be gloriously fulfilled in our own State through the dedicated labors of these here assembled and we shall ascribe to Thee the honor and the glory. Through Jesus Christ, Our Lord, we pray. Amen."

Representative Jones, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

The Chair, on its own motion, appoints the following pages and pagettes to serve the Greensboro Session: Albert S. Lineberry, Jr.; Elizabeth Hunt;

Carol Drake; Betty Bain; Mary Jane Boren; Barbara Hunter; Kathy Courtney; Linda Schlosser; and Pam Holderness.

On motion of Representative Kemp, Mr. Speaker Hunt appoints the following pages and pagettes to serve the Greensboro Session: Tommy Hutchins; Bobby Bradner; Eddie Edwards; Jeanne Murrow; Kenneth Miller, Jr.; and Debroah Lee Cates.

On motion of Representative Hines, Mr. Speaker Hunt appoints the following pages to serve the Greensboro Session: Lee St. Clair Swepston, Jr.; Charles Henry Sikes, Jr.; and Edgar Thurman Hines, II.

On motion of Representative Osteen, Mr. Speaker Hunt appoints the following page and pagette to serve the Greensboro Session: Norman Block, Jr., and Patti Bridges.

On motion of the entire Guilford delegation, Mr. Speaker Hunt appoints the following pages and pagettes to serve the Greensboro Session: Jimmy Merritt; Billy Duncan; John Futrell; Jon Stephen Boyce; Arnold Isley; James Ray; Johnny Holt Kirkman; Rusty Taylor; Marc Harris; Pete Dingledein; Beverly Beavers; Michelle Hatschek; Virginia Bell; Rodolph Gibbs; Libby McComb; Janet Rankin; Tommy Whiteside; Sherrill Newman; Ed Good; Ralph Hall; Karalee Marvin; and Steve Rubin.

On motion of Representative Hardy, S. B. 9, "A bill to be entitled an act relating to the North Carolina Small Loans Act", is taken from Wednesday's calendar and placed on today's calendar.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representatives Kemp, Hines, and Osteen:

H. R. 111, a joint resolution expressing appreciation for the hospitality shown the General Assembly at the meeting in Greensboro on February 28, 1961.

On motion of Representative Kemp the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representatives Osteen, Kemp, and Hines:

H. R. 112, a joint resolution honoring Robert F. Moseley for his services to the State of North Carolina as Chairman of the General Statutes Commission.

On motion of Representative Osteen, the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.



Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representative Harris of Wake and Taylor:

H. B. 113, a bill to be entitled an act to abolish capital punishment except as to second offenses.

Referred to Committee on Judiciary No. 1.

By Representative Whitehurst:

H. B. 114, a bill to be entitled an act to ratify and validate the creation of the Town of Havelock and to confirm and validate the acts of the Mayor and Commissioners of said town.

Referred to Committee on Counties, Cities and Towns.

And,

H. B. 115, a bill to be entitled an act to validate the application of the City of New Bern for a certain gasoline tax refund which application was inadvertently filed too late.

Referred to Committee on Finance.

By Representatives Kemp and Hines:

H. B. 116, a bill to be entitled an act to amend Chapter 1273 relating to the regulation of motor vehicles at the Greensboro-High Point Airport.

Referred to Committee on Judiciary No. 1.

By Representative Griggs:

H. B. 117, a bill to be entitled an act to amend General Statutes 7-70 so as to delete the October civil term of Superior Court from the Currituck County schedule.

Referred to Committee on Courts and Judicial Districts.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. R. 4, a joint resolution relating to the redistricting of the State for State Senatorial District purposes.

Referred to Committee on Senatorial Districts.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 64, a bill to be entitled an act to create a Cemetery Commission for the Town of Garland and designate other purposes of its existence.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Mr. Speaker Hunt; Representatives Andrews, Arledge, Barbee, Belk, Bell, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Efrid, Everett, Fearing, Felmet, Fletcher, Frink, Galifianakis, Garner, Gobble, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Harding, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Thomas, Vaughn, Vogler, Wall, Wallace, Watkins, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—110.

Those voting in the negative are: None.

H. B. 25, a bill to be entitled an act to limit the operation of loud speakers, amplifying systems, and public address systems in the Community of Ether in Montgomery County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 44, a bill to be entitled an act to validate certain official acts performed by J. V. Stewart, Justice of the Peace of Catawba County.

On motion of Representative Crawford the committee amendments are adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 100, a bill to be entitled an act to amend General Statutes 115-18 relating to the county boards of education so as to fix the number of the members of the Person County Board of Education.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 108, a bill to be entitled an act to repeal Chapter 310, Public-Local and Private Laws of 1937, relating to the custody of the county jail of Surry County, so as to make the provisions of General Statutes 162-22 applicable to Surry County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 43, a bill to be entitled an act to validate certain acts performed between May 3, 1960, and January 23, 1961, by Fred W. Amos, Justice of the Peace of Catawba County.

On motion of Representative Crawford, the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

S. B. 9, a bill to be entitled an act relating to the North Carolina Small Loans Act.

Passes its second reading.

On motion of Representative Harris of Wake the third reading is postponed until Wednesday, March 1, 1961.

On motion of Representative Harris of Wake, duly seconded, the House adjourns and will meet tomorrow in Raleigh at 12 o'clock noon.

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## NINETEENTH DAY

HOUSE OF REPRESENTATIVES  
Wednesday, March 1, 1961

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hunt.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Jones, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Belk, duly seconded, an expression of appreciation is extended the County of Guilford, and the Cities of Greensboro and High Point for the courtesies shown the members of the House on yesterday.

On motion of Representative Quinn, Laura Rebecca and Catherine Scott Orland of Cabarrus County, are made honorary pagettes of the House of Representatives.

On motion of Representative Jordan the courtesies of the floor are extended the Honorable George Craig of Buncombe County, a former member of the House of Representatives.

On motion of Representative Arledge, Jesse Todd Thornburg, infant son of Representative Thornburg of Jackson County, is made an honorary page of the House of Representatives.

On motion of Representative Frink the courtesies of the floor are extended the Honorable Erskine Smith, a former Senator from Stanly County.



## REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Representative Henley, for the Committee on Education.

H. B. 32, a bill to be entitled an act relating to filling vacancies on the Columbus County Board of Education.

With a favorable report.

H. B. 33, a bill to be entitled an act relating to filling vacancies on the Whiteville City Board of Education.

With a favorable report.

H. B. 42, a bill to be entitled an act amending General Statutes 115-70 relating to the appointment of school committees by the county board of education to increase the number of persons to be appointed from five to nine.

With a favorable report.

H. B. 97, a bill to be entitled an act to amend Section 2 of Article 7 of Chapter 1372 of the 1955 Session Laws, the same being General Statutes 115-70, to provide that in Edgecombe County District School Committees may consist of not less than three nor more than seven persons.

With a favorable report.

S. B. 27, a bill to be entitled an act to appoint two members of the Board of Education of Alamance County.

With a favorable report.

By Representative Arledge, for the Committee on Elections and Election Laws.

H. R. 80, a joint resolution ratifying the proposed amendment to the Constitution of the United States relating to the granting of representation in the electoral college to the District of Columbia.

With a favorable report.

By Representative Crawford, for the Committee on Judiciary No. 2.

H. B. 52, a bill to be entitled an act to require that life tenants who are parties to partition proceedings allege their date of birth.

With a favorable report.

H. B. 54, a bill to be entitled an act to amend General Statutes 31-18.1 relating to the manner of probate of written attested wills so as to provide for acknowledgment of a testator's signature before the clerk of superior court.

With a favorable report.

H. B. 56, a bill to be entitled an act to amend General Statutes 1-339.10(c) relating to the requirement of bond by an executor on sale of real property to make assets.

With an unfavorable report.

H. B. 57, a bill to be entitled an act to make the statute of limitations on judgments rendered by a justice of the peace ten years.

With a favorable report.

H. B. 59, a bill to be entitled an act to authorize the referral of motions to the judge regularly holding the courts of an adjoining district, when the judge before whom such motion is made disqualifies himself.

With a favorable report.

H. B. 61, a bill to be entitled an act to amend General Statutes 28-47 and General Statutes 28-48 so as to decrease the time for publication of executors', administrators', and collectors' notice to creditors.

With a favorable report.

H. B. 62, a bill to be entitled an act to amend General Statutes 15-180.1 relating to criminal appeals when sentences are suspended so as to make the section inapplicable to appeals from an inferior court to the superior court.

With an unfavorable report.

H. B. 63, a bill to be entitled an act to amend General Statutes 15-164 so as to provide the same number of peremptory challenges for the state as for the defendant in criminal cases.

With an unfavorable report.

By Representative Harris of Wake, for the Committee on Local Government.

H. B. 4, a bill to be entitled an act authorizing the board of County Commissioners to govern and regulate the removal and disposal of trash, garbage, etc. so as to include Wayne County.

With a favorable report.

H. B. 37, a bill to be entitled an act to amend General Statutes 42-27 relating to the refusal of a tenant or cropper to perform contract by making the section applicable to Ashe County.

With a favorable report.

H. B. 74, a bill to be entitled an act to authorize the Caldwell County Board of Education to convey certain school property to the State of North Carolina at private sale.

With a favorable report.

H. B. 76, a bill to be entitled an act to amend Chapter 606 of the 1959 Session Laws fixing the terms of office of the county commissioners of McDowell County.

With a favorable report.

H. B. 81, a bill to be entitled an act to extend the corporate limits of the Town of Wingate in Union County.

With a favorable report.

H. B. 87, a bill to be entitled an act relating to the terms of office of the Board of Commissioners of Middlesex in Nash County.

With a favorable report.

H. B. 89, a bill to be entitled an act to amend General Statutes 106-408 relating to the hours of sale of livestock at auction in Sampson County.

With a favorable report.

H. B. 94, a bill to be entitled an act to amend the Charter of the Town of Kenly in Johnston County, by repealing the statute requiring the nomination of candidates for municipal officers by primary elections, to establish a filing procedure for municipal elections, and to provide for staggered terms of office of the Board of Aldermen.

With a favorable report, as amended.

#### ENGROSSED BILLS

Representative Thomas, for the Committee on Engrossed Bills, reports the following bills and resolutions have been carefully considered, found to be properly engrossed, and asks that they be sent to the Senate.

It is so ordered.

H. B. 43, a bill to be entitled an act to validate certain acts performed between May 3, 1960, and January 23, 1961, by Fred W. Amos, Justice of the Peace of Catawba County.

H. B. 44, a bill to be entitled an act to validate certain official acts performed by J. V. Stewart, Justice of the Peace of Catawba County.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representatives Dolley and Efrid:

H. B. 118, a bill to be entitled an act to amend Chapter 616 of the Session Laws of 1943 relating to powers of the Gastonia Township Airport Commission.

Referred to Committee on Local Government.



## MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 14, a bill to be entitled an act to amend General Statutes 139-40, so as to clarify the authority of a Board of County Commissioners to fix the maximum amount of a watershed improvement tax.

Referred to Committee on Finance.

S. B. 48, a bill to be entitled an act to amend the Charter of the City of Thomasville, relating to the appointment of members of the municipal board of elections.

Referred to Committee on Counties, Cities, and Towns.

S. B. 51, a bill to be entitled an act to exempt Warren County from the provisions of Chapter 1235 of the Session Laws of 1959, relating to plats and subdivisions and land surveys and recording of the same.

Referred to Committee on Counties, Cities, and Towns.

S. R. 53, a joint resolution honoring North Carolina State College on the 74th Anniversary of its Founding.

On motion of Representative Harris of Wake the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

S. B. 55, a bill to be entitled an act to provide for the appointment, compensation and duties of a court reporter for the Fourth Judicial District.

On motion of Representative Johnson the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

S. R. 56, a joint resolution expressing appreciation for the hospitality shown the General Assembly at the meeting in Greensboro on 28 February, 1961.

On motion of Representative Kemp consideration of this resolution is postponed indefinitely.

## CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 9, a bill to be entitled an act relating to the North Carolina Small Loans Act.

Passes its third reading and is ordered enrolled for ratification.

On motion of Representative Arledge, duly seconded, the House adjourns and will meet tomorrow at 12 o'clock noon.

By

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## TWENTIETH DAY

HOUSE OF REPRESENTATIVES  
Thursday, March 2, 1961

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hunt.

The following prayer is offered by the Reverend Alphonso Jordan, House Chaplain:

"Our Father, we lift our hearts to Thee today because of our sorrow in the going of our friend, Mr. Gobble. Thou, dear Lord, who knows all things, does know of his friendship to others, his faithfulness to his God, and his devotion to his State and nation. We cherish his memory that we too may have a like devotion for our State and nation, and a faithfulness to our God.

Bless his family, Lord. Grace be with them now as they find their comfort in Thee and comfort in Thy Word.

The Lord is my shepherd; I shall not want.

He maketh me to lie down in green pastures: he leadeth me beside the still waters.

He restoreth my soul: he leadeth me in the paths of righteousness for his name's sake.

Yea, though I walk through the valley of the shadow of death, I will fear no evil: for thou art with me; thy rod and thy staff they comfort me.

Thou preparest a table before me in the presence of mine enemies: thou anointest my head with oil; my cup runneth over.

Surely goodness and mercy shall follow me all the days of my life: and I will dwell in the house of the Lord forever.

In Thy name we offer our prayer."

Representative Jones, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

Mr. Speaker Hunt announces the death of Honorable Fleetus L. Gobble, the senior member of the Forsyth delegation, as follows:

"At 11:45 last night Fleetus Gobble went to the Great Reward. Shortly after midnight, I was called by one of the wire services and told of his passing. I don't know of anything that has ever happened to me at the General Assembly that has caused my heart to be heavier than it was when I heard of the passing of Fleetus Gobble.

As a freshman in 1953, I tried to pick out people I thought would be my friend while I was a member of this body, and I can tell you he was the first one that I recognized as a friend. He was kind to everybody he knew, whether you were a big shot or an ordinary member like I was—it didn't make any difference to him. He was one of the best friends I have ever had in my life. He was a friend all the time—not just in fair weather. He was a friend when you needed him and when you didn't need him, and I don't know of any member who served this House since I have been here that had more genuine respect due him than this man.

About 7:00 o'clock this morning I was lying in bed thinking about Fleetus when I heard the news. I called the Governor and told him about his passing and I told him I thought it would be fitting that the flag that floats over this Capitol be carried at half mast and he said he would call immediately and have this attended to. As you came to the Capitol this morning, I am sure all of you noticed that the flag was at half mast.

Fleetus Gobble built his own monument. A lot of things can be and will be said in his behalf. He created a monument to himself. Once I heard a man say that millions of dollars had been spent on Bibles and millions of dollars had been spent on temples to glorify the name of Christ, but the greatest tribute ever paid Christ was by St. Paul, when he said, "He went about doing good", and I can think of no finer tribute to give our friend Fleetus than he went about doing good and he went about doing good everywhere."

Tributes honoring the memory of Mr. Gobble were made by the following members: Representatives Drummond, Wood, Kerr, Vogler, Umstead, Satterfield, Rodenbough, McLaughlin, Jones, Crawford, Hargett, Hardy, Henley, Taylor, Murphy, Womble, Story, Jordan, Spruill, Woodard of Northampton, Hicks, Britt, Belk, Wallace, Jackson, Woodard of Wilson, Blue, Gregory of Harnett, Watkins, Martin, Whitehurst, Kiser and Thomas.

By Representative Drummond:

"Mr. Speaker, Forsyth County, North Carolina and the nation lost a great friend in the passing of Mr. Fleetus L. Gobble.

We who served with him perhaps knew him better than anyone else here. He was a friend and I can assure you that he loved each and every one of us. Mr. Gobble had no ambition to be Governor of this State, or even President of the United States. The epitome of Mr. Gobble's success was Seat No. 69 in the House of Representatives and I think he occupied it with distinction, Mr. Speaker. I am sure that somewhere in



Heaven there is a Seat No. 69 and I am sure he is looking down and saying: "Well done, my true and faithful friends."

We loved him and we are going to miss him. I appreciate all the nice things said this morning about him. He was a friend in time of need."

By Representative Wood:

"As a freshman in the Forsyth delegation, I can't find the words to express to you this morning my feelings at the loss of our wonderful friend, Fleetus Gobble. He has been a daddy to me in the past month here in the General Assembly. I do not believe there has been a dean of a delegation, (and we called him "the Dean"), who could have possibly been more helpful to a poor freshman in the situation that I have been in this month, Mr. Speaker. It is hard to find words to express my feelings for Mr. Gobble. He was a friend, I think, to every member of this Assembly. I never heard him speak a word of detriment to anyone. I just can't say to you how sorry I feel here this morning".

By Representative Kerr:

"For many years I have served with this friend who has departed from us today.

He was a great man, Mr. Speaker; he was quiet and dignified, he loved North Carolina, loved his State and loved his people. Many men have I seen here from those great counties, but none were any greater in character and in intelligence than Fleetus Gobble, Mr. Speaker.

Many of my friends have crossed the river. I know where he is today. I cannot say much more, except that North Carolina has lost a great citizen. As my friend from Forsyth County said he didn't seek the highways—he was willing to walk the path of the humble. They are the men, my friends, who control the world. I am distressed at his departure. I am deeply touched. God rest his soul."

By Representative Vogler:

"It was my happy privilege to be here in 1941 when Fleetus Gobble came to this General Assembly. Since that time I have served with him several other times. I know of no man who has served in this House during the terms that I have served that gave more influence to the members of the House by his calm attitude and by the fact that you knew what Fleetus Gobble told you was exactly what he meant, and that at no time did he ever retrace or retract after he had made a statement to you. He was an assistant to the members of this House from the beginning. I know of no other man who has ever served during this time, save one, that sat over in the corner next to where Representative Efrid is sitting now, that was one Carl Ruddisill of Gaston County who had practically the same attributes as Fleetus Gobble and that he voted his conscience, worked with his people and he only made one speech on the floor of the House during the years he served in behalf of a bill, and all of us who were interested in the bill feel his speech was the most instrumental in passing the bill.

In expressing to this House the life of Fleetus Gobble in a short way, I know of no other thing to say except, "He that hath a thousand friends has not a friend to spare, but he who has one enemy will meet him everywhere." If Fleetus Gobble had one enemy during the eight terms of the Legislature that I served with him, I have never found it out. He was a friend to every man. The State has lost a great citizen in Fleetus Gobble as has Forsyth County."

By Representative Satterfield:

"The Lord of the Calm and the Lord of the Storm has taken Fleetus Gobble from us. I have heard it said that still waters run deep. On yesterday, I remember so well the last words I ever heard him utter: "The price of the composite picture was \$13.50." I am persuaded to believe as we stand here this morning, one after another, paying tribute to our friend and colleague, Fleetus Gobble also knew the price of life and he lived that life and he paid that price gracefully, and we are indebted for the life that he has lived and he will continue to live with us."

By Representative Rodenbough:

"Mr. Gobble was a neighbor and friend of mine. I have had the pleasure of serving with him five terms. He was a great public spirited citizen; he was a great Christian gentleman and an unselfish man."

By Representative McLaughlin:

"There is no need for me to speak this morning to the gentlemen and ladies of the General Assembly, but I speak for the common man of North Carolina. I came here as a freshman with Fleetus Gobble. He was a great man and one of the most honest and fair men that I have ever known. He did a lot for the underprivileged of North Carolina, and I say, Mr. Speaker, to the gentlemen and ladies of this House, when you get to the pearly gates of Heaven and St. Peter is calling the roll, that Fleetus Gobble will be at his side and every member of this House over a long period of years, he will hold the list in his hand and he will say, "St. Peter, welcome every one of them."

It is a time, Mr. Speaker, when we walk with heavy and unhappy hearts. Tears won't do any good. He wouldn't want that. He would want us to carry on. He would want us to do what is best for every person in North Carolina and in our deliberations in the future, by our votes, however they may be, we can always have the innate feeling in our hearts that if Fleetus were with us he would do the same thing."

By Representative Jones:

"I am deeply touched this morning with the passing of our good friend. This is my third term serving with Mr. Gobble. I don't think there is anyone I had more respect for than Fleetus Gobble. I was with him the other night and talked with him. We used to walk up and down the street at night until it was time to go to bed. So many nice things have been said about Mr. Gobble, I would just like to concur with those things already said."



By Representative Crawford:

"Several days ago I paid Mr. Gobble a very high compliment. He appreciated it very much, and I am happy I didn't wait too late."

By Representative Henley:

"I cannot add to the wonderful tributes that have already been made this man. We will certainly all miss him. I had the privilege of coming here in 1957. To my right was the wonderful man from Forsyth. I shall always remember him. His county will miss him, his State will miss him, and we will certainly miss him."

By Representative Story:

"In 1941 when I first came to the General Assembly, it was Fleetus Gobble's first session also. Through these years I have come to know him quite well and always most favorable. He was my friend and I hope that I was his—I have tried to be. He wanted to do favors for everybody."

"Come, my friends.

'Tis not too late to seek a newer world. Push off, and sitting well in order smite The sounding furrows; for my purpose holds To sail beyond the sunset, and the paths of all the western stars, until I die. It may be that the gulfs will wash us down; It may be we shall touch the Happy Isles, And see the great Achilles, whom we knew. Tho' much is taken, much abides; and tho' We are not now that strength which in old days moved earth and heaven, that which we are, we are—one equal temper of heroic hearts, made weak by time and fate, but strong in will to strive, to seek, to find, and not to yield.

Tennyson's *Ulysses*"

By Representative Jordan:

"The present Session marks the fifth successive one I have been privileged to serve in this Body with Fleetus Gobble.

As you can well see, we are only separated by the aisle and one row of seats. All the time, Mr. Speaker, that I have been a member of this General Assembly, I have never heard any member of all the preceding Sessions, including this one, nor have I heard anyone anywhere ever say an unkind thing about Fleetus Gobble. On the contrary, whenever his name was mentioned he was spoken of in the highest terms of respect, love, and admiration, and in my estimation I know of no higher tribute that can be paid to anyone."

By Representative Spruill:

"I know nothing that I could say today that would add glory or fame to the distinguished gentleman from Forsyth.

I have served in this legislative hall here, Mr. Speaker, with a lot of men from the great County of Forsyth, but I have never known a single one of them that loved his County, his State, his nation any more than Fleetus Gobble. Fleetus Gobble, as you know, never spoke ill against any



man. The gentleman from Forsyth, the junior member, was correct when he said Fleetus Gobble was satisfied to serve in the legislative halls of North Carolina in Seat 69, to represent the county that he loved and from which he came, where he first saw the light of day, and his people honored him again and again and sent him to this body. Mr. Speaker, I can hardly talk—I loved Fleetus Gobble.

I was a speaker at a Barbers' Convention, and I recommended to that body that they send one of their people to represent them in this body, and when the very next Legislators arrived here, there was no one less than that wonderful gentleman, Fleetus Gobble. Why, Mr. Speaker, Fleetus was a man who could walk, talk and dine with kings, but he never lost the common touch. We all loved him, admired him, respected him, and so did everybody who came in contact with him. I want to say in closing, if there be starry crowns in Heaven for God's children to wear, then the star of Fleetus Gobble will shine brightly there."

By Representative Woodard of Northampton:

"I rise to pay tribute to a great North Carolinian. He was a true and faithful friend to me and all those who knew him. In his passing the State has lost an outstanding servant."

By Representative Hicks:

"Fleetus Gobble knew the rules of the game and he played them well, and we shall all miss him very much. He was a very close personal friend to me. He was certainly a very great man. I do not think that there has ever been a kinder man than he."

By Representative Wallace:

"I served eight sessions with Mr. Gobble, and the greatest tribute which I can pay to him is that he was a Christian gentleman. He was particularly interested in the pages and pagettes of this House. Two years ago my young daughter served as a pagette and every week when I came home she asked me if I had seen Mr. Gobble and wanted to know what he had said about her. In her bedroom she had his picture."

By Representative Jackson:

"Because of the words that have been stated by the able members of the House, and because of the atmosphere and appearance in spirit of this beloved gentleman, it seems that to remember him could be composed in four words quoted from a great hymn: "Majestic Sweetness Sits Enthroned."

By Representative Woodard of Wilson:

"He was a great man. I consider him one of my dearest friends. Fleet operated a barber school in the City of Winston-Salem where he taught people their trade. Fleet, for a number of years, has given free service of his school to the orphanage in that vicinity. He gave them free lessons and free advice. He was a great man."

By Representative Blue:

"I want to concur in the many kind things that have been said of Mr. Gobble. He was a kind man, he was an unassuming man, he was a good citizen and he was an ideal legislator, and I think a verse from the Bible is appropriate at this time: "You have fought a good fight, you have finished the course, you have kept the faith."

By Representative Gregory:

"We all loved Fleetus, and Fleetus loved us. I appreciate the great advice I have received from Mr. Gobble. He loved children and children loved him. Time after time students came to me and asked about the white haired gentleman, and to tell him how much they appreciated him. So I would say that our loss is Heaven's gain."

By Representative Watkins:

"In the past three sessions it has been my privilege to serve with Mr. Gobble. I deem it a privilege to have been associated with him. He was a man of sterling character. He never spoke ill of anyone. When I came here in 1955 he put forth an extra effort to help me as a freshman, but I soon learned that I was not the only one that he delighted in helping; he helped everyone, particularly the new men, along with the older men. This body has lost a friend."

By Representative Martin:

"I am sure that I speak for every member of this House when I say we have lost our best friend."

By Representative Whitehurst:

"He has always been my dear friend. He always liked to kid me a lot as most all of you do. He was always kind to my children, who served as page and pagette. There is one thought I would like to leave with the House as we close in paying tribute to Mr. Gobble. If we would attempt to make our lives more like his as legislators and men, I think we would have a better Legislature."

By Representative Kiser:

"There was a time in the history of literature when a great man by the name of Shakespeare in a certain scene in an act in his writings about Julius Caesar made the statement that the evil that men do lives after them, but that the good they do is often interred with their bones. Those who have addressed us here today on this sad occasion have in their hearts enshrined certain attributes of human fineness and quality which will not be interred with the bones of our deceased friend, Mr. Gobble, nor will they pass out of existence when we pass on to the Great Beyond, because in many of you will live and be transmitted to your children and to your grandchildren those basic concepts which Fleetus Gobble left among us. These will not die in your heart or mine, nor will they die in all eternity.

Mr. Gobble has been my friend ever since I came to the Legislature twelve years ago. It is so wonderful that we have had him with us. We should not be sad today—we should be glad that we have had the experience



of knowing a man of his character and to have had the opportunity to touch a portion of his garment."

By Representative Thomas:

"I am glad that my part is coming late. I believe that the people in the Legislature reflect the character of the State to a great extent. I believe that Mr. Gobble was a man that we could take for our example and reflect credit on the State by our conduct here."

Mr. Speaker Hunt waives the House rules in order that Mrs. Cooper, Principal Clerk, may be permitted to make a few brief remarks.

By Mrs. Cooper:

"Mr. Gobble was a great man in great ways. Mr. Gobble was also a great man in little ways. The little, loving, thoughtful ways in which he worked with the members of the staff will always be remembered.

For eight sessions Mr. Gobble was Chairman of the Engrossed Bills Committee, and as such he functioned with the Engrossing staff and he signed all the bills that the Engrossing staff prepared as being properly engrossed by them, and he was beloved by them, some of whom are still with us to-day. Mr. Gobble was a gentle man in so many ways, gentle in his thoughts of his friends. Mr. Gobble was gentle to all creatures. I remember in 1955 when he had his home in Winston-Salem, which was known as "Gobble's Retreat" made a bird sanctuary by special Statute and I know that he purchased grain to be fed to these birds, in good weather and bad. As a member of the staff of the General Assembly in the ten sessions that I have known Mr. Gobble, on behalf of myself and the employees, I could not pay tribute to a nobler friend—a more gentle man. You pay your tribute to him as a friend and Legislator, I pay my tribute as a beloved friend and trusted fellow worker."

Mr. Speaker Hunt announces the following Committee to attend the funeral of Representative Gobble: Mr. Speaker Hunt, Representatives McLaughlin, Umstead, Gregory, Woodard of Wilson, Hargett, Murphy, Womble, Hicks, Spruill, Rodenbough, Johnson, Jordan, Jones, Wallace, Watkins, Drummond, Wood, Kerr, Story, Harding, and Belk.

On motion of Representative Spruill, duly seconded, the House adjourns and will meet tomorrow at 10 o'clock.

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## TWENTY-FIRST DAY

HOUSE OF REPRESENTATIVES  
Friday, March 3, 1961

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hunt.

Prayer is offered by the Rev. Alphonso Jordan, House Chaplain.



Representative Jones, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Hines, Ruth McMasters, Yvonne Jeffers, and Sandra Warren of Guilford County are made honorary pagettes of the House of Representatives.

The Chair, on its own motion, extends the courtesies of the floor to Sam Whitehurst, Jr., a former page of the House of Representatives from Craven County.

On motion of Representative Sermons, Fred H. Whitehurst, II, of Craven County is made an honorary page of the House of Representatives.

On motion of Representative Boger, the courtesies of the floor are extended the Honorable Bedford Black, a former member of the House of Representatives from Cabarrus County.

On motion of Representative Lane, Patricia Anne Lane and Terry Lynn Lane from Perquimans County, granddaughters of Representative Lane, are made honorary pagettes of the House of Representatives.

#### REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Representative Wooten, for the Committee on Judiciary No. 1.

H. B. 24, a bill to be entitled an act to repeal Chapter 590, Session Laws of 1957, and Chapter 771, Session Laws of 1959.

With an unfavorable report.

H. B. 49, a bill to be entitled an act adopting replacement Volumes 2B and 3A of the General Statutes.

With a favorable report.

By Representative Jordan, for the Committee on Counties, Cities and Towns.

H. B. 83, a bill to be entitled an act to amend the Charter of the Town of Sylva relating to municipal elections.

With a favorable report.

S. B. 48, a bill to be entitled an act to amend the Charter of the City of Thomasville relating to the appointment of members of the municipal board of elections.

With a favorable report.

On motion of Representative Jordan the rules are suspended and the bill is placed on its immediate passage.

The bill passes its second and third readings and is ordered enrolled.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representative Murphy:

H. B. 119, a bill to be entitled an act to repeal Chapter 590, Session Laws of 1957, which Chapter regulates the operation of motorboats and other craft on the waters of the northeast Cape Fear River in Pender County, and to repeal Chapter 771, Session Laws of 1959, relating to the operation of motorboats and other craft on certain waters in Pender County.

Referred to Committee on Judiciary No. 1.

By Representative Dolley:

H. B. 120, a bill to be entitled an act providing rules and regulations for municipal elections held in the City of Gastonia.

On motion of Representative Dolley the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representative Pickard:

H. B. 121, a bill to be entitled an act to change the style of the name of the Town of Graham in Alamance County to the City of Graham and to provide a consolidated and revised charter therefor.

Referred to Committee on Judiciary No. 2.

And,

H. B. 122, a bill to be entitled an act to provide uniform procedures for the election and number of justices of the peace; removal; filling vacancies; bonds; audits; fees; and prohibiting compensation being dependent upon conviction or verdict.

Referred to Committee on Justices of the Peace.

By Representative Davis of Lenoir:

H. B. 123, a bill to be entitled an act to amend the provisions of Chapter 264, Session Laws of 1957, relating to the discharge of sewage and wastes into the waters of the Neuse River and allowing an additional two years for implementation by the City of Kinston.

Referred to Committee on Water Resources and Control.

And,

H. B. 124, a bill to be entitled an act to amend General Statutes 161-10.1 so as to allow the Register of Deeds of Lenoir County a fee for issuing certified copies of marriage licenses.

Referred to Committee on Local Government.

And,

H. B. 125, a bill to be entitled an act relating to the taxing of certain agricultural products in Lenoir County.

Referred to Committee on Finance.

By Representative Isaacs:

H. B. 126, a bill to be entitled an act to amend General Statutes 163-15 relating to the appointment of registrars and judges of elections.

Referred to Committee on Courts and Judicial Districts.

By Representative Leatherwood:

H. B. 127, a bill to be entitled an act to amend Chapter 235 of the 1959 Session Laws relative to members of the County Board of Education of Swain County.

Referred to Committee on Education.

By Representative Slagle:

H. B. 128, a bill to be entitled an act to authorize the Board of County Commissioners of Mitchell County to cancel and abate certain interest and penalties on delinquent taxes in Mitchell County.

Referred to Committee on Local Government.

By Representative Speed:

H. B. 129, a bill to be entitled an act to amend Chapter 212 of the Session Laws of 1959, entitled "An Act to authorize counties of the state to call elections on the question of levying taxes for industrial development purposes", as the same relates to Franklin County.

Referred to Committee on Local Government.

By Representative Owens:

H. B. 130, a bill to be entitled an act to amend Chapter 311 of the Public-Local Laws of 1941 to allow Commissioners of Rutherford County to set compensation in the manner provided by the General Statutes for attorneys employed for the collection of delinquent taxes.

Referred to Committee on Counties, Cities and Towns.

And,



H. B. 131, a bill to be entitled an act to amend Chapter 70 of the Session Laws of 1959 relating to the compensation of the members of the Board of County Commissioners of Rutherford County.

Referred to Committee on Counties, Cities and Towns.

By Representative Williamson:

H. B. 132, a bill to be entitled an act to repeal Chapter 124, Session Laws of 1947, relating to jurors' fees.

Referred to Committee on Salaries and Fees.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER

March 2, 1961

*Mr. Speaker:*

It is ordered that a message be sent your Honorable Body with the information that pursuant to Senate Resolution No. 50 entitled, "A Joint Resolution inviting His Excellency, the Governor, to address a Joint Session of the Senate and House of Representatives at 8:00 P. M., March 6, 1961", the President has appointed the following committee on the part of the Senate: Senators McGeachy and Clark.

Respectfully,

S. RAY BYERLY, *Principal Clerk*

Pursuant to the above message and resolution heretofore adopted, Mr. Speaker Hunt appoints as a committee on the part of the House to act with the committee of the Senate: Representatives Hines, Harris of Wake, and Eagles, and the Senate is so notified.

MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills which are read the first time and disposed of as follows:

S. B. 18, a bill to be entitled an act to authorize the appointment of four special judges.

Referred to Committee on Courts and Judicial Districts.

CALENDER

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 81, a bill to be entitled an act to extend the corporate limits of the Town of Wingate in Union County.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Mr. Speaker Hunt, Representatives Andrews, Arledge, Barbee, Belk, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Eagles, Everett, Felmet, Fletcher, Galifianakis, Garner, Godwin, Green, Gregory of Halifax, Gregory of Harnett, Griggs, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Isaac, Jackson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lupton, Martin, McFadyen, McMillan of Robeson, McMillan of Wake, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Phelps, Pickard, Quinn, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wallace, Watkins, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollcoffer--99.

Those voting in the negative are: None.

H. B. 4, a bill to be entitled an act authorizing the Board of County Commissioners to govern and regulate the removal and disposal of trash, garbage, etc., so as to include Wayne County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 32, a bill to be entitled an act relating to filling vacancies on the Columbus County Board of Education.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 33, a bill to be entitled an act relating to filling vacancies on the Whiteville City Board of Education.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 37, a bill to be entitled an act to amend General Statutes 42-27 relating to the refusal of a tenant or cropper to perform contract by making the section applicable to Ashe County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 74, a bill to be entitled an act to authorize the Caldwell County Board of Education to convey certain school property to the State of North Carolina at private sale.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 76, a bill to be entitled an act to amend Chapter 606 of the 1959 Session Laws fixing the terms of office of the County Commissioners of McDowell County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 87, a bill to be entitled an act relating to the terms of office of the Board of Commissioners of Middlesex in Nash County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 89, a bill to be entitled an act to amend General Statutes 106-408 relating to the hours of sale of livestock at auction in Sampson County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 94, a bill to be entitled an act to amend the Charter of the Town of Kenly in Johnston County by repealing the statute requiring the nomination of candidates for municipal officers by primary elections, to establish a filing procedure for municipal elections, and to provide for staggered terms of office of the Board of Aldermen.

On motion of Representative Harris of Wake the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 97, a bill to be entitled an act to amend Section 2 of Article 7 of Chapter 1372 of the 1955 Session Laws, the same being General Statutes 115-70, to provide that in Edgecombe County district school committees may consist of not less than three nor more than seven persons.

Passes its second and third readings and is ordered sent to the Senate.

S. B. 27, a bill to be entitled an act to appoint two members of the Board of Education of Alamance County.

Representative Pickard offers an amendment which is adopted.

Passes its second and third readings, as amended, and is ordered returned to Senate for concurrence.

H. B. 42, a bill to be entitled an act amending General Statutes 115-70 relating to the appointment of school committees by the county board of education to increase the number of persons to be appointed from five to nine.

Passes its second reading and on motion of Representative Coates the bill remains on the Calendar.

H. B. 52, a bill to be entitled an act to require that life tenants who are parties to partition proceedings allege their date of birth.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 54, a bill to be entitled an act to amend General Statutes 31-18.1 relating to the manner of probate of written attested wills so as to provide for acknowledgment of a testator's signature before the Clerk of Superior Court.

On motion of Representative Britt consideration of the bill is postponed until Tuesday, March 7, 1961.

H. B. 57, a bill to be entitled an act to make the statute of limitations on judgments rendered by a justice of the peace ten years.



On motion of Representative Kerr consideration of the bill is postponed until Tuesday, March 7, 1961.

H. B. 59, a bill to be entitled an act to authorize the referral of motions to the judge regularly holding the courts of an adjoining district, when the judge before whom such motion is made disqualifies himself.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 61, a bill to be entitled an act to amend General Statutes 28-47 and General Statutes 28-48 so as to decrease the time for publication of executors', administrators', and collectors' notice to creditors.

Passes its second and third readings and is ordered sent to the Senate.

H. R. 80, a joint resolution ratifying the proposed amendment to the Constitution of the United States relating to the granting of representation in the electoral college to the District of Columbia.

On motion of Representative Kemp consideration of the bill is postponed until Tuesday, March 7, 1961.

#### ENROLLED BILLS

Representative Britt, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 110. A Joint Resolution expressing sympathy upon the death of and honoring the memory of Robert Wright Proctor, former State Senator from McDowell County.

H. R. 111. A Joint Resolution expressing appreciation for the hospitality shown the General Assembly at the meeting in Greensboro on 28 February 1961.

S. R. 53. A Joint Resolution honoring North Carolina State College on the 74th Anniversary of its founding.

S. B. 9. An Act relating to the North Carolina Small Loans Act.

S. B. 11. An Act to authorize the County Commissioners of Wilson County to regulate motor vehicle traffic on county-owned property at the Wilson County Courthouse.

S. B. 55. An Act to provide for the appointment, compensation, and duties of a court reporter for the Fourth Judicial District.

H. B. 91. An Act to fill a vacancy on the McDowell County Board of Education by the appointment of a new member.

On motion of Representative Davis of Rowan, duly seconded, the House adjourns and will meet tomorrow at 10 o'clock A. M.

**TWENTY-SECOND DAY**

HOUSE OF REPRESENTATIVES

Saturday, March 4, 1961

The House meets pursuant to adjournment and is called to order by Representative Whitehurst, designated by Mr. Speaker Hunt as Speaker Pro Tempore.

Prayer is offered by Representative Cook.

Representative McMillan of Wake, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative McMillan of Wake the House adjourns and will meet Monday night at 7:45 o'clock.

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**TWENTY-THIRD DAY**

HOUSE OF REPRESENTATIVES

Monday Night, March 6, 1961

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hunt.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Jones, for the Committee on the Journal, reports that the Journal of Saturday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Woodard of Wilson, Anne Hough Hopkins of Gulfport, Mississippi, is made an honorary pagette of the House.

On motion of Representative Pickard, Malcolm Keith Fearing, III, son of Representative Fearing of Dare County, is made an honorary page of the House.

On motion of the Mecklenburg Delegation, Susan, Scott, and Grey Scheer of Mecklenburg County, are made honorary pagette and pages, respectively, of the House.

On motion of Representative Quinn, Janie Street and William Dennis Lear of Cabarrus County, are made honorary pagette and page, respectively, of the House.

On motion of Representative Spruill, the following young ladies from Woman's College, Greensboro, North Carolina, are made honorary pagettes of the House: Emily Herring, Harriet Schnell, Lucy Stewart, and Becky Rhodes.

On motion of Representative McMillan of Wake, Theresa Abbott, Nancy Barefoot, Sue Jones, Phyllis Ray, and Pasty Smith are made honorary pagettes of the House.

On motion of Representative Woodard of Wilson the courtesies of the floor are extended the Honorable John Hough, Representative from Indianola, Mississippi. Representative Woodard further moves that the rules be suspended so Mr. Hough may briefly address the Body.

On motion of Representative Calder, the Honorable R. M. Kerman, former member of the House of Representatives from New Hanover County, is extended the courtesies of the floor.

On motion of Representative Gregory of Halifax, the Honorable Frank Pittman, former member of the House of Representatives from Halifax County, is extended the courtesies of the floor.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER

Monday, March 6, 1961

*Mr. Speaker:*

Pursuant to joint resolution 50, entitled "a joint resolution inviting His Excellency, the Governor, to address a Joint Session of the Senate and House of Representatives at 8:00 P. M., March 6, 1961", the Senate stands ready to repair to the Hall of the House, there to sit in Joint Session with your Honorable Body.

Respectfully,

S. RAY BYERLY, *Principal Clerk*

JOINT SESSION

Pursuant to the resolution heretofore adopted, the Sergeant-at-Arms announces the approach of the Senate and that Body, preceded by its officers, come into the Hall of the House and are assigned seats, President Philpott at the right of Mr. Speaker Hunt, the purpose of the Joint Session being to hear a special message on Education of His Excellency, Governor Terry Sanford.

The Joint Assembly is called to order by President Philpott.

The Joint Committee of the House and Senate comes into the Hall of the House acting as escort to Governor Sanford.

Senator McGeachy, for the Committee, presents Governor Sanford to President Philpott and Mr. Speaker Hunt; Governor Sanford is then presented to the Joint Assembly by President Philpott.

His Excellency, Governor Sanford, makes the following address to the Joint Session:



## SPECIAL MESSAGE

OF

GOVERNOR TERRY SANFORD

TO THE

GENERAL ASSEMBLY OF NORTH CAROLINA

Mr. President, Mr. Speaker, and members of the General Assembly of North Carolina.

Tonight—on this sixth day of March, Nineteen Hundred and Sixty-One—we must take a deliberate, penetrating look at the future.

Tonight we must begin to swing wide the doors to the future for our children, for beyond the threshold lie the hopes and aspirations of not only our children but all the world's children.

The last great hope of the world is Democracy as we know it, and North Carolina must again rally to the cause; just as it has from Kings Mountain to the Yalu River.

Today we do not take up the sword. Instead, we take up the pen, the educational pen. We put the pen into the uncertain, eager hands of our youth, for we know they must—and they will—write the future history of North Carolina, and indeed of the nation and the free world.

Any achievement by man requires sacrifice—and tonight we must look together at a small measure of sacrifice.

I do not come to you expecting popular acclaim for what I have to say. I do come to do my duty in full confidence that you in turn will do your duty.

When I presented the Budget to the General Assembly, I asked that you allow me to return to recommend additional funds to meet the basic needs for school improvement.

I have explained time and again that I believe the economic, social and moral development of our state depends largely on an expanding program of quality education second to none.

I have explained time and again that I believe it is time that North Carolina provide the opportunities that will put this state in the front ranks of our community of states.

I have explained to you my reasons for believing that the Budget is inadequate to achieve the public education goals we must set for our state. I am sure that it is generally acknowledged that we have not done all we can do.

I come to you now with the most difficult decision that I have had to make since assuming the office of Governor, and, perhaps, the most difficult of my term of office.

I come to you now with the most difficult decision of your service in this session.

It has not been difficult, however, to decide that something must be done about our schools. This is obvious to all.

It has not been difficult to concede that if we want to do the job we will have to pay for it. This is admitted by all.

Having concluded we must take decisive steps for school improvement, and having concluded we must have more money, the difficult decision is what sources will best distribute equitably the costs among all the citizens of the state.

I have examined many sources and I have come to decisions which I recommend to you now in the firm belief that this is the way to move North Carolina forward—the way to swing open the doors to our children.

I have considered every possible source of taxation, and I will mention some of these sources which have been widely discussed.

I looked carefully at the tax on whiskey, beer, and wine. Beer and wine are already taxed at a rate which appears to me to be as high as reasonably consistent with our regulatory responsibilities. I have studied the effect of a recent tax increase on whiskey in Virginia, which drove the sale “to the woods” and diminished the total receipts from this source. Therefore, I concluded that to make the tax on whiskey too high would be self-defeating and therefore ought to be avoided. However, I am convinced that to increase this tax by an amount of 20% of the present tax would not reach the point of diminishing returns. Such an increase from 10% to 12% would bring in an additional amount of \$3,000,000 for the biennium, and therefore I recommend this as one of our sources.

I have looked carefully at the so-called “crown tax” on soft drinks. It is argued with considerable merit that there is no more justification for a special tax on soft drinks than on an ice cream cone, a chocolate soda, a Baby Ruth or a package of potato chips. It is a fact that one cent on a bottle would result in taxing soft drinks at almost double the rate we tax whiskey. The states which have adopted this source have discovered that sales diminish and a large percentage of bottlers go out of business. Thus the tax defeats itself. Only two states now have such a tax, and I am advised that one of these will probably repeal the tax this year. It seems fairer to me to tax soft drinks at the rate of three per cent as a part of the regular sales tax, and this is already being done.

A great many people have said to me that we should tax tobacco products, and a great many people have said we should not. The principal reason given for putting a tax on cigarettes is that people who smoke, whether rich or poor, can afford to pay the tax. Representatives from over half of the counties have advised me that they do not believe it wise to put a special tax on tobacco. Many of them report that they pledged against a special tax during their campaigns for election. Many people will be surprised to find such a widespread sentiment against this special tax, and frankly I do not fully understand the sentiment. The most logical explanation I have



heard is that North Carolina is the leading tobacco producer and the leading manufacturer, and our leaders of the industry have the burden of fighting such taxes in other states, where, in many instances, they have been levied in unfair amounts. Consequently, I do not now recommend a special tax, but recommend that tobacco products be taxed at the rate of three per cent along with other similar commodities, as is now the case.

I have considered a state tax on real estate and other property. Most states put the greatest burden of school support on real estate taxes. We departed from that concept some years ago, deciding to leave this source to the limited use of county and city government. Real estate is more static, and in time of economic depression has little or no earning capacity, so taxation of this source has in times past resulted in hardships and loss of farms and other property by foreclosure. More than a quarter of a century ago we made the basic decision to tax money, rather than property, and I oppose any change in this long-accepted approach.

We decided then to obtain our chief support for schools and state functions from money earned and money spent. Thus, the sales tax, the income tax, and the gasoline tax have been the basic support of state operations.

The income tax has been a steady, expanding source of revenue for the state and has distributed the burden to those best able to pay as measured by income. This is a fair and equitable tax, but already the state is receiving substantial revenue from the income tax, and the Federal government is taxing this source almost to the breaking point. There is no real hope of relief from federal taxation until the cold war is won, and an increase by the state would, it must be admitted by all, be too burdensome. I believe those best able to pay should carry the heaviest burden of taxation, but even a casual glance at income tax rates will convince you that this is already the case. Therefore, I recommend that we do not change our rate of income tax.

I have considered two possibilities with the sales tax: an increase in the rate to 3½% or 4%, or a removal of exemptions.

The sales tax is fair in distributing the costs of the state services to all who share in these benefits. When balanced with the present income tax schedules, it is about as fair a method as possible for distributing the costs because the more a man spends, the more he pays in sales tax.

The chief difficulty with the present sales tax is that because of so many assorted exemptions, it is extremely difficult to administer. It is difficult for the small merchant to know what he has collected, what he should collect, and what he should pay in to the state. It is impossible for the ordinary consumer to know what is taxed and what is not.

Our statistics and study show that: (1) increasing the tax to 4% on shoes and clothing and other items would reach approximately the same people, in the same amounts, as a tax across the board, on all items, without exemption; and (2) we now collect the lowest sales tax per capita of all the 34 states having a sales tax, probably because of our many exemptions which make administration and collection difficult.



Therefore, it is my recommendation that you remove all exemptions from the sales tax.

I will submit a proposed bill which will place the tax at three per cent across the board, except it will place only one per cent on the farm and industrial group of items and equipment used in production, and only two per cent on motor vehicles with the present top limitations. It will not tax those items such as products of the farm sold for further processing and subsequent taxation, and gasoline already taxed by another method.

I am well aware of the hardships of paying on necessary items by those whose income is so low that every penny counts. But I am also aware of the greater hardship placed upon the children of these same people by inadequate school opportunities, and I have been able to devise no way that the poorest can be exempt from a general sales tax. Welfare payments and the distribution of free food answer this complaint raised in behalf of the poorest among us, and the poor who do not receive these payments, I predict, will be willing to do their share in order that we might have a strong tax structure which will support the schools which will give their children a better chance in life. A patchwork tax structure, with special taxes on special items, will not give us the kind of tax structure we must have if our schools are to grow as our population grows.

I know that this will place extra burdens on many merchants. However, I have no doubt about their general response. They are responsible and civic-minded. I think that the merchants of this state have never been given adequate praise for their participation in the support of the needs of the people of North Carolina. Through their efforts to make the sales tax effective beginning in 1933, they literally saved the public schools. Now again, they are called on to do their part in making our school system better. I express my thanks for what they have already done for the State, and deep appreciation for what they are yet to do.

If you will authorize these taxes we will be able to take a giant stride forward in lifting up the chances of our boys and girls.

We will be able to adopt the "B" Budget requests of the State Board of Education, a group of conscientious, dedicated and prudent business, professional, and civic leaders who are devoted to the cause of education and the State of North Carolina.

There is no better informed group than your State Board of Education. I have studied all their requests. They have carefully balanced all of the most urgent needs, and we must have the program they have laid before us. I recommend it to you without reservation. It will be explained in detail at hearings before the Joint Appropriations Committee, by the Board of Education and Department of Public Instruction representatives.

The recommended changes in the tax structure will bring in an estimated \$83,000,000 during the next biennium.

Meeting the budget requests of the Board of Education will require \$70,000,000. This will leave a balance of \$13,000,000.

All of us have been able to take great pride in our University and colleges. We can demonstrate that they have contributed much beyond their cost to the life and growth and happiness of our State.

I would not have us slow their progress as the price of accelerating our efforts for secondary education. Rather, I know we must continue to improve our colleges if we are to continue to prosper and grow. The Budget I presented earlier provides for substantial improvements.

Each president is presenting to you requests above the Advisory Budget Commission recommendations, but less than the original "B" Budget requests. I believe that we can adjust these figures to about \$3,000,000 and continue to have a vital, moving program of higher education.

There will be some other urgent needs, and I recommend that you consider adding to the proposed appropriations as already submitted the following increases: mental hospitals, \$500,000; welfare, including a wider distribution of surplus food, \$2,000,000; other agencies and institutions, plus a reasonable margin for a reserve, \$3,500,000.

Through the Budget Bureau, I will consider carefully with you the line items involved in these increases.

This will leave a balance of \$4,000,000. I will later have a detailed report for you on the finances of the State Highway Department, but I can tell you now that because of matching federal funds there is virtually nothing left for secondary road construction. This ties in with the proper consideration of school needs, because an urgent requirement is road improvement if we are to be able to move the school buses. One superintendent in an adjoining county reported more than forty school buses stuck in one week. I recommend that this sum of \$4,000,000 be applied in partial support of the prison budget, that an equal amount be released to the highway fund for use in urgently needed secondary road construction.

I want to remind the professional school people what I have said in many ways and on many occasions. I am asking the General Assembly to ask the people to provide more adequate financial support for the schools, but I am going to be even more demanding of the school people for improved performance up and down the line. If the General Assembly and the people provide increased appropriations, then it is up to us to do our part in improving our performance in every other respect. I propose to work in every field of school activity to improve the level and standard of performance. We will continue our curriculum study and improvement, our search for methods of rewarding merit and superior performance, our efforts to achieve all of those things we can do without additional money. In other words, I am saying that we realize that money is only a part of what we need to achieve the quality we seek, and we are pledging to the people to complete the job in every respect.

I realize the task of the public servant is never easy and frequently extremely difficult. I know, however, that you are here because of an abiding desire to serve the cause of Democracy, and I know that your presence here involves a personal financial sacrifice in every instance.



You will receive some good advice, some bad advice, some fair and some unfair pressure. I know that you realize this is part of the price of public service, and that you will take it all, good and bad, without complaint.

Over two years ago at Durham I outlined my hope that the people would become so interested in education that they would demand better schools, and would be willing to support this effort. I said then that I wanted some way to get the people involved, concerned, excited, and ready to go to work to achieve quality education.

The quality we seek cannot be delivered by the General Assembly, although only you can start the march. Quality is complex, difficult, constant in required attention, and it will demand the best in effort by school boards, the state agencies, the superintendents, the principals, the teachers, the parents, the students, and indeed all of the citizens of the state. And this is no single-shot affair. It will require attention year after year. It is, as Admiral Rickover points out, "an essential civic duty for every intelligent and educated person, for every person with deep love of his country and her children, to participate in the public debate on education . . . there is no valid reason why the United States cannot have the best school system in the world."

I would like to see every citizen understand the need and the problem, caught up and taking part, willing not only to supply the money but anxious to supply the continuing interest without which our expenditures will have been in vain.

I think I know how we can obtain this interest and continuing support.

I recommend that you enact the tax revision I have suggested, that the new schedule become effective July 1, 1961, for the coming biennium, and that the proposition be submitted to a vote of the people next fall to determine whether this tax and level of support will be continued after July 1, 1963.

As we start this mighty crusade, the first and fundamental decision should be supported by all of the people. We should give notice that every person is involved. We should demonstrate that we are united, and that we will continue our dedication until we lead the nation in school opportunities for our children.

In this way you are not "passing the buck." We are simply asking all the people to join with us.

I have faith in the vision of our people. If you will do this, I will join with you this fall in carrying our crusade to every county in this state.

In this way the people will understand what we are doing, will participate in our decisions, and we in North Carolina will be ready to move.

In reaching the decisions I have outlined today, I have been guided in my deliberations by my trust in people and my faith in the Divine Power without whose help no human endeavor can succeed. As I turn these decisions over to you, I leave with you the refrain that has in these past weeks occupied my mind. It comes from a well-known hymn:



Grant us wisdom,  
Grant us courage,  
For the facing of this hour.

The hour is at hand when North Carolina can begin its bold march forward. We begin this march in these halls by reaching out and grasping the hands of our priceless possession, our children and our grandchildren.

The hand we grasp today is the strong handclasp to the future, the hand of a leader in the world's struggles.

I thank you for your attention to the future of North Carolina.

After the Governor's address, on motion of Senator Crew, the Joint Assembly dissolves, the Senate repairs to its Chambers, and the House resumes consideration of its business.

#### OATH OF MEMBER

Mr. Speaker Hunt recognizes the Gentlemen from Forsyth, Representatives Drummond and Wood, who present member nominee, Mr. Claude M. Hamrick from Forsyth County who presents the following Commission:

WHEREAS, the Honorable F. L. Gobble, elected Representative of Forsyth County in the House of Representatives of the 1961 General Assembly, is deceased, and

WHEREAS, the provisions of Article II, Section 13 of the Constitution of North Carolina and Section 163—6 of the North Carolina General Statutes require that the vacancy created by the death of the Honorable F. L. Gobble be filled by appointment of the person selected by the Executive Committee of the Democratic Party of Forsyth County, and

WHEREAS, the Executive Committee of the Democratic Party of Forsyth County has notified me of the selection of Claude M. Hamrick of Winston-Salem, North Carolina, to fill the vacancy,

I do by these presents appoint,

CLAUDE M. HAMRICK

a member of the

HOUSE OF REPRESENTATIVES

1961 General Assembly

*In Witness Whereof*, I have hereunto signed my name and affixed the Great Seal of State at the Capitol in the City of Raleigh, this sixth day of March in the year of our Lord one thousand nine hundred and sixty-one and in the one hundred and eighty-fifth year of our American Independence.

By the Governor:

S/ TERRY SANFORD,  
*Governor*

S/ THAD EURE,  
*Secretary of State*

Mr. Hamrick takes the Oath of Office as follows administered by the Honorable Thad Eure, Secretary of State:

I, CLAUDE M. HAMRICK, do solemnly swear that I will support the Constitution of the United States; and I do solemnly and sincerely swear that I will be faithful and bear true allegiance to the State of North Carolina, and to the constitutional powers and authorities which are or may be established for the government thereof; and that I will endeavor to support, maintain, and defend the Constitution of said State, not inconsistent with the Constitution of the United States, to the best of my knowledge and ability; and I do further solemnly swear that I will faithfully discharge my duties as a member of the House of Representatives of the State of North Carolina according to the best of my skill and ability and according to law, so help me, God.

S/ CLAUDE M. HAMRICK

Sworn to and subscribed before me this 6th day of March, 1961.

S/ THAD EURE, *Secretary of State*

#### ENGROSSED BILLS

Representative Thomas, for the Committee on Engrossed Bills, reports that the following bill has been carefully considered, found to be properly engrossed and asks that it be sent to the Senate.

It is so ordered.

H. B. 94, a bill to be entitled an act to amend the Charter of the Town of Kenly in Johnston County, by repealing the statute requiring the nomination of candidates for municipal officers by primary elections, to establish a filing procedure for municipal elections, and to provide for staggered terms of office of the Board of Aldermen.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representative Lloyd:

H. B. 133, a bill to be entitled an act relating to the compensation of certain officials in Graham County.

Referred to Committee on Salaries and Fees.

By Representative Woodard of Wilson:

H. B. 134, a bill to be entitled an act to amend Chapter 13 of the Session Laws of 1957 and to fix the compensation of the members of the Board of Commissioners of the City of Wilson.

Referred to Committee on Counties, Cities, and Towns.

By Representative Isaac:

H. B. 135, a bill to be entitled an act in relation to the levy of taxes for the payment of the principal and interest of bonds of the Town of Banner Elk.

Referred to Committee on Finance.

By Representative Hill:

H. B. 136, a bill to be entitled an act relating to elective officials of the Town of Claremont in Catawba County.

Referred to Committee on Elections and Election Laws.

By Representative Reid:

H. B. 137, a bill to be entitled an act to make Article 20B of Chapter 153 relating to county zoning and regulation of buildings applicable to Surry County.

Referred to Committee on Local Government.

By Representative Coffey:

H. B. 138, a bill to be entitled an act amending General Statutes 105-283 relating to the appointment of county tax supervisor so as to provide for the election of a tax supervisor for Watauga County.

Referred to Committee on Elections and Election Laws.

By Representatives Harris of Wake, McMillan of Wake, and Womble:

H. B. 139, a bill to be entitled an act to extend the planning and zoning powers of the Town of Zebulon and its governing body to the territory beyond and surrounding the corporate limits of the Town of Zebulon for a distance of one mile in all directions.

Referred to Committee on Local Government.

And,

H. B. 140, a bill to be entitled an act to provide for an election in the Town of Cary upon the question of amending the Charter so as to establish the Council-Manager Form of Government for the Town of Cary in Wake County.

Referred to Committee on Local Government.

By Representative Coffey:

H. B. 141, a bill to be entitled an act to amend Chapter 254 of the Public-Local and Private Laws of 1933 relating to the office of tax collector in Watauga County.

Referred to Committee on Elections and Election Laws.

By Representative Wooten and Everett:

H. B. 142, a bill to be entitled an act to rewrite Section 2 of Chapter



158 of the Public-Local and Private Laws of the Session Laws of 1925 relating to election of mayor of the Town of Ayden.

Referred to Committee on Elections and Election Laws.

By Representative Williamson:

H. B. 143, a bill to be entitled an act to increase the tax on spirituous liquors from ten per cent to fifteen per cent.

Referred to Committee on Finance.

By Representative Whitley:

H. B. 144, a bill to be entitled an act to authorize the Board of County Commissioners of Stanly County to make appropriations for public library purposes in Stanly County.

Referred to Committee on Finance.

By Representatives Dolley and Efrd:

H. B. 145, a bill to be entitled an act amending a portion of Section 1 of Chapter 34 of the 1953 Session Laws of North Carolina to provide change in ward boundary lines of the wards of the City of Gastonia.

Referred to Committee on Counties, Cities and Towns.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 57, a bill to be entitled an act to amend Chapter 533 of the 1947 Session Laws of North Carolina so as to clarify the authority therein given to the City of Laurinburg and the Town of Maxton to dispose of their interests in any portion of the Maxton-Laurinburg Airport, whether now owned or hereafter acquired, at private sale, without advertisement, and ratifying and validating any conveyances thereof which they may have previously made.

Referred to Committee on Local Government.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 81, a bill to be entitled an act to extend the corporate limits of the Town of Wingate in Union County.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir,

Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efird, Everett, Fear-  
ing, Felmet, Ferrell, Fletcher, Galifianakis, Garner, Green, Greenwood,  
Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy,  
Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks,  
High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp,  
Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton,  
Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake,  
McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel,  
Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough,  
Satterfield, Sermons, Simpson, Slagle, Synder, Speed, Spruill, Story, Tay-  
lor, Thomas, Thornburg, Vaughn, Vogler, Wall, Wallace, Watkins, West  
of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wil-  
son, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten,  
and Zollicoffer—116.

Those voting in the negative are: None.

H. B. 83, a bill to be entitled an act to amend the Charter of the Town  
of Sylva relating to municipal elections.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 42, a bill to be entitled an act amending General Statutes 115-70  
relating to the appointment of school committees by the county board of  
education to increase the number of persons to be appointed from five to  
nine.

On motion of Representative Whitehurst consideration of the bill is  
postponed until Wednesday, March 8, 1961.

H. B. 49, a bill to be entitled an act adopting Replacement Volumes 2B  
and 3A of the General Statutes.

Passes its second and third readings and is ordered sent to the Senate.

On motion of Representative Calder, duly seconded, the House adjourns  
and will meet tomorrow at 11:15 o'clock A. M.

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## TWENTY-FOURTH DAY

HOUSE OF REPRESENTATIVES

Tuesday, March 7, 1961

The House meets pursuant to adjournment and is called to order by Mr.  
Speaker Hunt.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Greenwood, for the Committee on the Journal, reports  
that the Journal of yesterday has been examined, found correct, and with-  
out objection the same stands approved as written.

The Chair, on its own motion, extends the courtesies of the floor to the Honorable Fred Holcombe of Madison County, a former member of the House of Representatives.

#### COMMITTEE APPOINTMENTS

Mr. Speaker Hunt appoints Representative Hamrick to the following Committees:

Appropriations

Corporations

Counties, Cities and Towns

Education

Insurance

Judiciary No. 2

Manufacturers and Labor

Mental Institutions

Penal Institutions

Roads and Highway Safety

#### REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Representative Kemp, for the Committee on Congressional Districts.

H. B. 1, a bill to be entitled an act to apportion the members of the House of Representatives among the several counties of the State.

With a favorable report.

By Representative Crawford, for the Committee on Judiciary No. 2.

H. B. 58, a bill to be entitled an act to amend Chapter 316 of the Session Laws of 1947 taxing and regulating professional bondsmen in Robeson County.

With a favorable report.

H. B. 60, a bill to be entitled an act to provide a rule of evidence that proof of possession of recently stolen goods shall be some evidence that the person possessing such goods is guilty of receiving the same knowing them to have been stolen.

With an unfavorable report.

H. B. 75, a bill to be entitled an act to amend General Statutes 7-70 so as to fix the terms of Superior Court to be held in Caldwell County.



With a favorable report.

H. B. 85, a bill to be entitled an act to change the style of the name of the Town of Mount Holly in Gaston County to the City of Mount Holly and to provide a consolidated and revised charter therefor.

With a favorable report, as amended.

H. B. 121, a bill to be entitled an act to change the style of the name of the Town of Graham in Alamance County to the City of Graham and to provide a consolidated and revised charter therefor.

With a favorable report, as amended.

By Representative Wooten, for the Committee on Judiciary No. 1.

H. B. 119, a bill to be entitled an act to repeal Chapter 590, Session Laws of 1957, which Chapter regulates the operation of motor boats and other craft on the waters of the northeast Cape Fear River in Pender County, and to repeal Chapter 771, Session Laws of 1959, relating to the operation of motor boats and other craft on certain waters in Pender County.

With a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representatives Drummond, Wood and Hamrick:

H. R. 146, a joint resolution honoring the life and memory of Fleetus Lee Gobble.

On motion of Representative Drummond the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

#### A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF FLEETUS LEE GOBBLE.

WHEREAS, on March 1, 1961, there ended the life span which began for Fleetus Lee Gobble on January 1, 1891; and

WHEREAS, the General Assembly of North Carolina are profoundly saddened at the loss of their beloved friend and colleague, but are grateful for the opportunity of having known and worked with him; and

WHEREAS, throughout his life he rendered invaluable service to his church, his profession, his community and his State; and

WHEREAS, his quiet and unassuming performance of his duties, his

honesty, his humor, his love of North Carolina and all of its people shall always remain an inspiration to this State; and

WHEREAS, the following poem typifies the life of Fleetus Lee Gobble as though it were written about him:

"So gentle was his manner—so quiet was his way That we took him just for granted until he went away, but safe upon the Plains of Peace I know he'd smile today To know what people thought of him and hear the things they say. He never did have much to say but what he said was kind, And what his duty was he did and never seemed to mind. Come good or ill come gain or loss he went his steady way. He marked his pathway straight and sure and walked it day by day. In any work for others if he suffered pain or grief None ever saw him shaken in his courage or belief, And so he lived among us and so he went his way, But up and down and all around the people speak today, And so dear Lord with all the joys he so deserved to win, Grant him the joy of knowing just what we people thought of him.

(Author Unknown)"

Now, therefore, be it resolved by the House of Representatives, the Senate concurring:

Section 1. As a token of respect and esteem, The General Assembly hereby expresses its profound sorrow at the passing of Fleetus Lee Gobble, its great pride in his accomplishments, its thankfulness for having an opportunity to know him and its gratitude for the services which he rendered to his community and to his State.

Section 2. This Resolution shall be incorporated in the permanent records of this General Assembly as a tribute and continuing expression of respect to the memory of Fleetus Lee Gobble.

Section 3. A copy of this Resolution shall be sent to Mrs. F. L. Gobble and to his children.

Section 4. This Resolution shall become effective upon its adoption.

By Representative West of Clay:

H. B. 147, a bill to be entitled an act providing that absentee voting shall be inapplicable to the election of members of the General Assembly, county and township officials in Clay County; repealing the provisions of General Statutes 163-172, General Statutes 163-173 and General Statutes 163-174, except as to blind persons, so far as the same relate to primary and general elections in Clay County; and providing that husband and wife may assist each other in preparation of their ballots.

Referred to Committee on Elections and Election Laws.

By Representatives Watkins, Wallace, and McMillan of Robeson:

H. B. 148, a bill to be entitled an act to amend Article 9-A of Chapter 20 of the General Statutes defining the coverage under certain motor vehicle liability policies.

Referred to Committee on Insurance.

By Representatives Crawford, Kerr, Satterfield, Frink, Potts, Braswell, Greenwood, Lloyd, Murphy, Coates, Arledge, Phelps, Cohoon, Davis of Rowan, Quinn, Delamar, Newman, Story, Isaac, Fearing, Ferrell, McLaughlin, Griggs, Sermons, Harriss of Rowan, Johnson, Wilson, McPherson, Wall, Spruill, Coffey, Lane, West of Cherokee, West of Clay, Lupton, Drummond, Courtney, Harding, Randall, Jones, McMillan of Wake, and Whitley:

H. B. 149, a bill to be entitled an act to amend Section 14 of Article IV of the Constitution of North Carolina to authorize the General Assembly to establish a general and uniform system of courts inferior to the superior courts for the counties, cities and towns of this State.

Referred to Committee on Courts and Judicial Districts.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 19, a bill to be entitled an act to require the Boards of Elections of Henderson County and the City of Hendersonville to order a complete new registration, to institute the more modern loose-leaf system of registration, and to effect other election reforms, all in Henderson County and the City of Hendersonville.

Referred to Committee on Elections and Election Laws.

S. B. 29, a bill to be entitled an act to amend General Statutes 14-72 and General Statutes 14-73 so as to increase the property valuation separating misdemeanor larceny and receiving from felonious larceny and receiving.

Referred to Committee on Judiciary No. 1.

S. B. 31, a bill to be entitled an act to amend General Statutes 50-15 relating to alimony pendente lite.

Referred to Committee on Judiciary No. 1.

S. B. 32, a bill to be entitled an act to amend General Statutes 14-120 so as to make unlawful the publishing or uttering of an instrument containing a forged endorsement.

Referred to Committee on Judiciary No. 2.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 54, a bill to be entitled an act to amend General Statutes 31-18.1 relating to the manner of probate of written attested wills so as to provide for acknowledgment of a testator's signature before the clerk of superior court.



Representative Frink's motion that the bill be recommitted to Committee on Judiciary No. 2 fails of adoption.

Passes its second reading.

Representative Reid objects to the third reading.

The bill remains on the Calendar for its third reading.

#### ENROLLED BILLS

Representative Britt, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 112. A Joint Resolution honoring Robert F. Moseley for his services to the State of North Carolina as Chairman of the General Statutes Commission.

S. B. 48. An Act to amend the Charter of the City of Thomasville, relating to the appointment of members of the Municipal Board of Elections.

H. B. 25. An Act to limit the operation of loud speakers, amplifying systems and public address systems in the community of Ether in Montgomery County.

H. B. 35. An Act to authorize the transfer of surplus monies in the Debt Service Fund to the General Fund of the Town of Draper in Rockingham County.

H. B. 65. An Act requiring all candidates for the office of Mayor of the Town of Garland and all candidates for the office of Commissioners of the Town of Garland to file notice of their candidacy.

H. B. 93. An Act to amend General Statutes 9-25 relating to the manner of selecting the Grand Jury in Davie County.

H. B. 108. An Act to repeal Chapter 310, Public-Local and Private Laws of 1937, relating to the custody of the county jail of Surry County, so as to make the provisions of General Statutes 162-22 applicable to Surry County.

H. B. 120. An Act providing rules and regulations for municipal elections held in the City of Gastonia.

On motion of Representative Wood, seconded by Representative Drummond, the House adjourns in memory of the Honorable Fleetus L. Gobble and will meet tomorrow at 12 o'clock noon.

## TWENTY-FIFTH DAY

## HOUSE OF REPRESENTATIVES

Wednesday, March 8, 1961

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hunt.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Jones, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative West of Cherokee, the courtesies of the floor are extended the Honorable J. H. Duncan, a former member of the House of Representatives from Cherokee County.

On motion of Representative Davis of Rowan, the courtesies of the floor are extended the Honorable George Uzzell, a former member of the House of Representatives from Rowan County.

On motion of Representative Drummond, the courtesies of the floor are extended the Honorable Frank Patterson, a former member of the House of Representatives from Stanly County.

On motion of Representative Reid, the courtesies of the floor are extended the Honorable Joe Fowler, a former member of the House of Representatives from Surry County.

Representative McFadyen is given a leave of absence for today.

## REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Representative Jordan, for the Committee on Counties, Cities and Towns.

H. B. 36, a bill to be entitled an act to amend the Charter of the Town of Madison relating to the private sale of real estate.

With a favorable report.

H. B. 84, a bill to be entitled an act to amend General Statutes 160-227.1, 1959 Supplement to the General Statutes, so as to authorize municipalities in Macon County to adopt subdivision ordinances.

With a favorable report.

H. B. 90, a bill to be entitled an act to amend Chapter 505 of the 1959 Session Laws of North Carolina relating to peace officers' emergency fees and payment of secretaries' expenses for the Peace Officers' Relief Fund for the County of Chowan.

With a favorable report.

H. B. 109, a bill to be entitled an act to authorize appropriations by the Board of Commissioners of New Hanover County for industrial development and other purposes.

With a favorable report.

H. B. 130, a bill to be entitled an act to amend Chapter 311 of the Public-Local Laws of 1941 to allow Commissioners of Rutherford County to set compensation in the manner provided by the General Statutes for attorneys employed for the collection of delinquent taxes.

With a favorable report.

H. B. 131, a bill to be entitled an act to amend Chapter 70 of the Session Laws of 1959 relating to the compensation of the members of the Board of County Commissioners of Rutherford County.

With a favorable report.

H. B. 134, a bill to be entitled an act to amend Chapter 13 of the Session Laws of 1957 and to fix the compensation of the members of the Board of Commissioners of the City of Wilson.

With a favorable report.

H. B. 145, a bill to be entitled an act amending a portion of Section 1 of Chapter 34 of the 1953 Session Laws of North Carolina to provide change in ward boundary lines of the Wards of the City of Gastonia.

With a favorable report.

S. B. 10, a bill to be entitled an act to amend Chapter 22 of the 1959 Session Laws authorizing the County Commissioners of Wayne County to turn into the General Fund all taxes collected for the year 1955 and all prior years so as to include 1957.

With a favorable report.

By Representative Henley, for the Committee on Education.

H. R. 50, a joint resolution providing for the appointment of a commission for the purpose of making a study of the manner in which members of the boards of education of county and city administrative school units are selected and to make its report and recommendations to the 1963 Session of the General Assembly.

With a favorable report, as amended.

By Representative Wicker, for the Committee on Finance.

H. B. 115, a bill to be entitled an act to validate the application of the City of New Bern for a certain gasoline tax refund which application was inadvertently filed too late.

With a favorable report.



S. B. 14, a bill to be entitled an act to amend General Statutes 139-40 so as to clarify the authority of a board of county commissioners to fix the maximum amount of a watershed improvement tax.

With a favorable report.

By Representative Gregory of Harnett, for the Committee on Salaries and Fees.

H. B. 23, a bill to be entitled an act to amend General Statutes 120-3.1 relating to subsistence and travel allowances for members and presiding officers of the General Assembly.

With a favorable report, as amended.

On motion of Representative Gregory of Harnett the bill is recommitted to Committee on Appropriations.

H. B. 133, a bill to be entitled an act relating to the compensation of certain officials in Graham County.

With a favorable report.

By Representative Lloyd, for the Committee on Senatorial Districts.

S. R. 4, a Joint Resolution relating to the redistricting of the state for state senatorial district purposes.

With a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representative Arledge:

H. B. 150, a bill to be entitled an act to repeal Chapter 1140 of the Session Laws of 1959 relating to partisan primary elections in Polk County.

Referred to Committee on Elections and Election Laws.

By Representative Murphy:

H. B. 151, a bill to be entitled an act authorizing the Board of Commissioners of Pender County to fix the fees to be charged by the Clerk of Superior Court of said county.

Referred to Committee on Salaries and Fees.

And,

H. B. 152, a bill to be entitled an act authorizing the Board of Commissioners of Pender County to fix the fees to be charged by the sheriff of said county.

Referred to Committee on Salaries and Fees.

And,

H. B. 153, a bill to be entitled an act authorizing the Board of Commissioners of Pender County to fix the fees to be charged by the Register of Deeds of said County.

Referred to Committee on Salaries and Fees.

And,

H. B. 154,<sup>5c</sup> a bill to be entitled an act to amend General Statutes 14-107 relating to worthless checks in Pender County.

Referred to Committee on Judiciary No. 1.

By Representative Thomas:

H. B. 155, a bill to be entitled an act to fix the compensation of the Chairman and members of the Board of County Commissioners of Johnston County.

Referred to Committee on Salaries and Fees.

By Representatives Everett and Wooten:

H. B. 156, a bill to be entitled an act to rewrite Section 2 of Chapter 158 of the Private Laws of 1925 relating to election of Mayor of the Town of Ayden.

Referred to Committee on Elections and Election Laws.

By Representative Fearing:

H. B. 157, a bill to be entitled an act to authorize an allotment from the Contingency and Emergency Fund to the Roanoke Island Historical Association, Incorporated, for rebuilding "The Lost Colony" amphitheater on Roanoke Island.

Referred to Committee on Appropriations.

By Representative Riggs:

H. B. 158, a bill to be entitled an act to abolish trials by jury in criminal cases in the Municipal Recorder's Court in the City of Jacksonville and to provide for the return of warrants to said court.

Referred to Committee on Courts and Judicial Districts.

By Representative Story:

H. B. 159, a bill to be entitled an act to amend General Statutes 153-5 to increase the members of the Board of County Commissioners of Wilkes County.

Referred to Committee on Local Government.

And,

H. B. 160, a bill to be entitled an act relating to the compensation of the Clerk of the Superior Court, the Register of Deeds, the Sheriff, and their employees, assistants, and deputies of Wilkes County.

Referred to Committee on Salaries and Fees.

By Representative Jordan:

H. B. 161, a bill to be entitled an act to amend Chapter 156 of the Private Laws of 1929, as amended by Chapter 35 of the Private Laws of 1931, relating to the regulation of boxing and wrestling exhibitions in Buncombe County.

Referred to Committee on Counties, Cities and Towns.

By Representative Ramsey:

H. B. 162, a bill to be entitled an act appointing members of the Madison County Board of Education and fixing their terms of office.

Referred to Committee on Education.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 85, a bill to be entitled an act to change the style of the name of the Town of Mount Holly in Gaston County to the City of Mount Holly and to provide a consolidated and revised charter therefor.

On motion of Representative Crawford the committee amendments are adopted.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Satterfield, Simpson, Slagle, Synder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—112.

Those voting in the negative are: None.

H. B. 58, a bill to be entitled an act to amend Chapter 316 of the Session Laws of 1947 taxing and regulating professional bondsmen in Robeson County.

Passes its second and third readings and is ordered sent to the Senate.



H. B. 75, a bill to be entitled an act to amend General Statutes 7-70 so as to fix the terms of Superior Court to be held in Caldwell County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 119, a bill to be entitled an act to repeal Chapter 590, Session Laws of 1957, which chapter regulates the operation of motorboats and other craft on the waters of the northeast Cape Fear River in Pender County, and to repeal Chapter 771, Session Laws of 1959, relating to the operation of motorboats and other craft on certain waters in Pender County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 121, a bill to be entitled an act to change the style of the name of the Town of Graham in Alamance County to the City of Graham and to provide a consolidated and revised charter therefor.

On motion of Representative Crawford the committee amendments are adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 42, a bill to be entitled an act amending General Statutes 115-70 relating to the appointment of school committees by the county board of education to increase the number of persons to be appointed from five to nine.

Representative Riggs offers an amendment which is adopted.

Passes its third reading, as amended, and is ordered engrossed and sent to the Senate.

H. B. 54, a bill to be entitled an act to amend General Statutes 31-18.1 relating to the manner of probate of written attested wills so as to provide for acknowledgment of a testator's signature before the Clerk of Superior Court.

Representative Kerr offers an amendment.

Representative Britt moves that the amendment lie upon the table which motion prevails.

H. B. 1, a bill to be entitled an act to apportion the members of the House of Representatives among the several counties of the state.

Passes its second reading and remains on the calendar.

Representative Coates objects to the third reading and consideration of the bill is postponed until Tuesday, March 14, 1961.

H. B. 57, a bill to be entitled an act to make the statute of limitations on judgments rendered by a justice of the peace ten years.

Representative Britt offers an amendment which is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. R. 80, a joint resolution ratifying the proposed amendment to the Constitution of the United States relating to the granting of representation in the electoral college to the District of Columbia.

On motion of Representative Whitehurst consideration of the bill is postponed until Thursday, March 9, 1961.

#### ENROLLED BILLS

Representative Britt, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 146. A Joint Resolution honoring the life and memory of Fleetus Lee Gobble.

S. B. 27. An Act to appoint two members of the Board of Education of Alamance County.

H. B. 64. An Act to create a Cemetery Commission for the Town of Garland and designate other purposes of its existence.

On motion of Representative Harris of Wake the House adjourns to meet tomorrow at 12:30 o'clock P. M.

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## TWENTY-SIXTH DAY

HOUSE OF REPRESENTATIVES

Thursday, March 9, 1961

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hunt.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Jones, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found to be correct, and without objection the same stands approved as written.

The Chair, on its own motion, makes the following from Guilford County honorary pagettes and pages of the House of Representatives: Virginia Strickland Cooper, Marcia Patterson Cooper, Charles Brodfield Bodine, and Dow Curl.

On motion of Representative Dolley, John David Greene of Gaston County is made an honorary page of the House of Representatives.

On motion of Representative Quinn, Tommy, Buddy, Mark, and Dan

Tucker of Cabarrus County are made honorary pages of the House of Representatives.

On motion of Representative Hamrick, Wayne and Rom Ray of Forsyth County are made honorary pages of the House of Representatives.

On motion of Representative Osteen, the courtesies of the floor are extended the Honorable Norman A. Boren, former member of the House of Representatives from Guilford County.

On motion of Representative Simpson, the courtesies of the floor are extended the Honorable H. J. Hatcher, former member of the House of Representatives from Burke County.

On motion of Representative Leatherwood, the courtesies of the floor are extended the Honorable Kelly Bennett, former member of the House of Representatives from Swain County.

On motion of Representative Wall, the courtesies of the floor are extended the Honorable J. C. Rabb, former member of the House of Representatives from McDowell County.

On motion of Representative Davis of Lenoir, Clinton Alexander Werner of Durham County, grandson of Senator Moore, is made an honorary page of the House of Representatives.

On motion of Representative Pickard, H. B. 121, "a bill to be entitled an act to change the style of the name of the Town of Graham in Alamance County to the City of Graham and to provide a consolidated and revised charter therefor," is recalled from the Engrossing Office and placed on today's Calendar.

Representative Kerr, for the Committee on Rules, sends forward the following amendment which is adopted:

"That Rule 49 be amended by adding to the list of Committees to which a Committee Clerk is assigned, the Committee on Water Resources and Control."

#### REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Representative Woodard of Northampton, for the Committee on Agriculture.

H. B. 105, a bill to be entitled an act to amend Article 2, Chapter 106 of the General Statutes so as to define, govern, and control the manufacture, sale and distribution of substances known as "mulches" and "fortified mulches".

With a favorable report.

By Representative Taylor, for the Committee on Courts and Judicial Districts.



H. B. 3, a bill to be entitled an act to amend General Statutes 9-4, as the same appears in the 1959 Cumulative Supplement of Volume 1B of the General Statutes, pertaining to modifications as to drawing jury panels in the various counties, enabling Wayne County to increase the number of scrolls drawn at various terms of court.

With a favorable report.

H. B. 47, a bill to be entitled an act to amend General Statutes 2-36 relating to fees of the Clerk of Superior Court of Robeson County for auditing annual and final accounts of receivers, executors, etc.

With a favorable report.

S. B. 18, a bill to be entitled an act to authorize the appointment of four special judges.

With a favorable report.

By Representative Arledge, for the Committee on Elections and Election Laws.

H. B. 96, a bill to be entitled an act to redefine the wards and to provide for the election and terms of office of the Board of Aldermen of the City of Southport.

With a favorable report.

H. B. 136, a bill to be entitled an act relating to elective officials of the Town of Claremont in Catawba County.

With a favorable report.

H. B. 150, a bill to be entitled an act to repeal Chapter 1140 of the Session Laws of 1959 relating to partisan primary elections in Polk County.

With a favorable report.

H. B. 156, a bill to be entitled an act to rewrite Section 2 of Chapter 158 of the Private Laws of 1925 relating to election of mayor of the Town of Ayden.

With a favorable report.

S. B. 19, a bill to be entitled an act to require the Boards of Election of Henderson County and the City of Hendersonville to order a complete new registration, to institute the more modern loose-leaf system of registration, and to effect other election reforms, all in Henderson County and the City of Hendersonville.

With a favorable report.

By Representative Wooten, for the Committee on Judiciary No. 1.

H. B. 38, a bill to be entitled an act to amend General Statutes 136-69 relating to the establishment and laying out of cartways by making the section applicable to public and private cemeteries.

With a favorable report.

H. B. 154, a bill to be entitled an act to amend General Statutes 14-107 relating to worthless checks in Pender County.

With a favorable report.

S. B. 29, a bill to be entitled an act to amend General Statutes 14-72 and General Statutes 14-73 so as to increase the property valuation separating misdemeanor larceny and receiving from felonious larceny and receiving.

With a favorable report, as amended.

By Representative Crawford, for the Committee on Judiciary No. 2.

H. B. 53, a bill to be entitled an act to change the requirements for showing a deed absolute to be intended as security.

With an unfavorable report.

H. B. 77, a bill to be entitled an act to amend General Statutes 105-327, relating to the county board of equalization and review, applicable to McDowell County only.

With a favorable report.

On motion of Representative Wall the bill is recommended to Committee on Local Government.

By Representative Harris of Wake, for the Committee on Local Government.

H. B. 86, a bill to be entitled an act to revise and reorganize the Charter of the Town of Chapel Hill.

With a favorable report, as amended.

On motion of Representative Harris of Wake the bill is placed on today's Calendar.

H. B. 118, a bill to be entitled an act to amend Chapter six hundred sixteen of the Session Laws of one thousand nine hundred and forty-three relating to powers of the Gastonia Township Airport Commission.

With a favorable report.

H. B. 124, a bill to be entitled an act to amend General Statutes 161-10.1 so as to allow the Register of Deeds of Lenoir County a fee for issuing certified copies of marriage licenses.

With a favorable report.

H. B. 129, a bill to be entitled an act to amend Chapter 212 of the Session Laws of 1959, entitled "an act to authorize counties of the State to call elections on the question of levying taxes for industrial development purposes", as the same relates to Franklin County.

With a favorable report.

H. B. 137, a bill to be entitled an act to make Article 20B of Chapter

153 relating to county zoning and regulation of buildings applicable to Surry County.

With a favorable report.

H. B. 139, a bill to be entitled an act to extend the planning and zoning powers of the Town of Zebulon and its Governing Body to the territory beyond and surrounding the corporate limits of the Town of Zebulon for a distance of one mile in all directions.

With a favorable report.

H. B. 140, a bill to be entitled an act to provide for an election in the Town of Cary upon the question of amending the charter so as to establish the Council-Manager Form of Government for the Town of Cary in Wake County.

With a favorable report.

S. B. 17, a bill to be entitled an act to authorize the Mayor and Governing Authority of the City of Roanoke Rapids to use certain real estate for a public library.

With a favorable report.

S. B. 57, a bill to be entitled an act to amend Chapter 533 of the 1947 Session Laws of North Carolina so as to clarify the authority therein given to the City of Laurinburg and the Town of Maxton to dispose of their interests in any portion of the Maxton-Laurinburg Airport, whether now owned or hereafter acquired, at private sale, without advertisement, and ratifying and validating any conveyances thereof which they may have previously made.

With a favorable report.

By Representative Quinn, for the Committee on Roads and Highway Safety.

H. B. 101, a bill to be entitled an act to amend General Statutes 20-141 to increase the maximum lawful speed of vehicles engaged in towing, drawing, or pushing small utility, farm and boat trailers.

With a favorable report.

#### ENGROSSED BILLS

Representative Thomas, for the Committee on Engrossed Bills, reports that the following bills and resolutions have been carefully considered, found to be properly engrossed, and asks that they be sent to the Senate.

It is so ordered.

H. B. 42, a bill to be entitled an act amending General Statutes 115-70 relating to the appointment of school committees by the county board of education to increase the number of persons to be appointed from five to nine.



H. B. 57, a bill to be entitled an act to make the statute of limitations on judgments rendered by a justice of the peace ten years.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representative Zollicoffer:

H. B. 163, a bill to be entitled an act to amend Chapter 1006 of the 1959 Session Laws relating to zoning ordinances to exclude the County of Vance.

Referred to Committee on Counties, Cities and Towns.

And,

H. B. 164, a bill to be entitled an act to amend Chapter 1204 of the 1959 Session Laws relating to zoning authorization of municipalities so as to make the same apply to Vance County.

Referred to Committee on Counties, Cities and Towns.

And,

H. B. 165, a bill to be entitled an act relating to the election and term of office of the Mayor and members of the Board of Aldermen of the City of Henderson.

Referred to Committee on Counties, Cities and Towns.

By Representative Pickard:

H. B. 166, a bill to be entitled an act to revise the Burlington City Charter.

Referred to Committee on Judiciary No. 2.

By Representative Taylor:

H. B. 167, a bill to be entitled an act to clarify the workmen's compensation status of county agricultural extension service employees.

Referred to Committee on Insurance.

By Representative Ferrell:

H. B. 168, a bill to be entitled an act to extend the jurisdiction for certain purposes of the members of the police department of the City of Elizabeth City to the Albemarle Hospital located just outside the city limits.

Referred to Committee on Local Government.

By Representatives Belk and Wooten:

H. B. 169, a bill to be entitled an act to amend General Statutes 33-42.1 relating to the requirement that securities and bank statements be exhibited

where the fiduciary is a bank or trust company organized under the laws of the State of North Carolina.

Referred to Committee on Judiciary No. 1.

By Representatives Thomas, Frink, Speed, Pickard, Hines, Godwin, Gregory of Harnett, Felmet, Andrews, Green, and Jackson:

H. B. 170, a bill to be entitled an act to amend General Statutes 20-185 (h) relating to subsistence allowances for driver-license examiners.

Referred to Committee on Salaries and Fees.

By Representatives Thomas and Newman:

H. B. 171, a bill to be entitled an act to amend General Statutes 106-408 relative to livestock market facilities and time of sales.

Referred to Committee on Agriculture.

By Representative West of Cherokee:

H. B. 172, a bill to be entitled an act relating to the Sheriff's Department in Cherokee County.

Referred to Committee on Salaries and Fees.

By Representative Coffey:

H. B. 173, a bill to be entitled an act to amend Chapter 254 of the Public-Local Laws of 1933 relating to the office of tax collector in Watauga County.

Referred to Committee on Elections and Election Laws.

By Representative Speed:

H. B. 174, a bill to be entitled an act to authorize the School Board of Franklinton City Schools in Franklin County to transfer surplus from Capital Outlay Fund to Current Expense Fund for fiscal 1959-1960.

Referred to Committee on Education.

By Representative Wicker:

H. B. 175, a bill to be entitled an act to amend and supplement "The Revenue Act", being Subchapter I of Chapter 105 of the General Statutes and Article 4 of Chapter 18 of the General Statutes, by removing certain exemptions from the retail sales and use tax, by adjusting the rate at which the sale or use of certain property shall be taxed and by adding an additional tax of two per cent upon the sale of spirituous liquors.

Referred to Committee on Finance.

By Representative Jackson:

H. B. 176, a bill to be entitled an act to authorize policemen and other law enforcement officers of the Town of Murfreesboro to make arrests and

serve criminal process at any place in Hertford County within a radius of two miles distance from the corporate limits of said Town.

Referred to Committee on Local Government.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills which are read the first time and disposed of as follows:

S. B. 24, a bill to be entitled an act to validate deeds of conveyance and other instruments executed prior to December 31, 1960, notwithstanding the fact that the instrument was not adjudged correct and ordered registered by the clerk.

Referred to Committee on Judiciary No. 1.

S. B. 46, a bill to be entitled an act to amend General Statutes 60-9 and General Statutes 60-11 relating to extending corporate life of railroads.

Referred to Committee on Corporations.

S. B. 58, a bill to be entitled an act to amend the Charter of the Town of Laurel Park, Henderson County, to permit the mayor and commissioners thereof to sell property belonging to the town at private sale.

Referred to Committee on Counties, Cities and Towns.

S. B. 67, a bill to be entitled an act to amend the General Statutes relating to the manner of calling jurors for impaneling.

Referred to Committee on Courts and Judicial Districts.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 85, a bill to be entitled an act to change the style of the name of the Town of Mount Holly in Gaston County to the City of Mount Holly and to provide a consolidated and revised charter therefor.

Passes its third reading by the following vote, as amended, and is ordered Engrossed.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efrid, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens,



Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten and Zollicoffer—118.

Those voting in the negative are: None.

H. B. 36, a bill to be entitled an act to amend the Charter of the Town of Madison relating to the private sale of real estate.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 84, a bill to be entitled an act to amend General Statutes 160-227.1, 1959 Supplement to the General Statutes, so as to authorize municipalities in Macon County to adopt subdivision ordinances.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 86, a bill to be entitled an act to revise and reorganize the Charter of the Town of Chapel Hill.

On motion of Representative Harris of Wake the committee amendments are adopted and the bill remains on the Calendar.

H. B. 90, a bill to be entitled an act to amend Chapter 505 of the 1959 Session Laws of North Carolina relating to Peace Officers' Emergency Fees and payment of Secretaries' expenses for the Peace Officers' Relief Fund for the County of Chowan.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 109, a bill to be entitled an act to authorize appropriations by the Board of Commissioners of New Hanover County for industrial development and other purposes.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 115, a bill to be entitled an act to validate the application of the City of New Bern for a certain gasoline tax refund which application was inadvertently filed too late.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 121, a bill to be entitled an act to change the style of the name of the Town of Graham in Alamance County to the City of Graham and to provide a consolidated and revised charter therefor.

On motion of Representative Pickard, the vote by which the bill passed its third reading is reconsidered.

On motion of Representative Pickard, the vote by which Amendment No. 1 was adopted is reconsidered.

On motion of Representative Pickard the amendment is withdrawn.

Representative Pickard offers an amendment which is adopted.

Passes its third reading, as amended, and is ordered engrossed and sent to the Senate.

H. B. 130, a bill to be entitled an act to amend Chapter 311 of the Public-Local Laws of 1941 to allow commissioners of Rutherford County to set compensation in the manner provided by the General Statutes for attorneys employed for the collection of delinquent taxes.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 131, a bill to be entitled an act to amend Chapter 70 of the Session Laws of 1959 relating to the compensation of the members of the Board of County Commissioners of Rutherford County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 133, a bill to be entitled an act relating to the compensation of certain officials in Graham County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 134, a bill to be entitled an act to amend Chapter 13 of the Session Laws of 1957 and to fix the compensation of the members of the Board of Commissioners of the City of Wilson.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 145, a bill to be entitled an act amending a portion of Section 1 of Chapter 34 of the 1953 Session Laws of North Carolina to provide change in ward boundary lines of the wards of the City of Gastonia.

Representative Dolley offers an amendment which is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

S. B. 10, a bill to be entitled an act to amend Chapter 22 of the 1959 Session Laws authorizing the County Commissioners of Wayne County to turn into the general fund all taxes collected for the year 1955 and all prior years so as to include 1957.

Passes its second and third readings and is ordered enrolled.

S. B. 14, a bill to be entitled an act to amend General Statutes 139-40 so as to clarify the authority of a Board of County Commissioners to fix the maximum amount of a watershed improvement tax.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efird, Everett, Fearling, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield,

Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten and Zollicoffer—118.

Those voting in the negative are: None.

H. R. 50, a joint resolution providing for the appointment of a commission for the purpose of making a study of the manner in which members of the boards of education of county and city administrative school units are selected and to make its report and recommendations to the 1963 Session of the General Assembly.

On motion of Representative Henley the committee amendment is adopted.

Passes its second reading, as amended.

Representative Satterfield objects to the third reading and the bill remains on the Calendar.

H. R. 80, a joint resolution ratifying the proposed amendment to the Constitution of the United States relating to the granting of representation in the electoral college to the District of Columbia.

On motion of Representative Kemp consideration of the bill is postponed until Tuesday, March 14, 1961.

S. R. 4, a joint resolution relating to the redistricting of the State for State Senatorial District purposes.

On motion of Representative Woodard of Wilson consideration of the bill is postponed until tomorrow's Calendar.

#### ENROLLED BILLS

Representative Britt, for the committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 19. An Act to repeal General Statutes 120-30, prescribing the form in which bills and other legislative documents shall be printed.

H. B. 37. An Act to amend General Statutes 42-27 relating to the refusal of a tenant or cropper to perform contract by making the section applicable to Ashe County.

H. B. 61. An Act to amend General Statutes 28-47 and General Statutes 28-48 so as to decrease the time for publication of executors', administrators', and collectors' notice to creditors.



On motion of Representative Delamar, duly seconded, the House adjourns and will meet tomorrow at 10 o'clock A. M.

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## TWENTY-SEVENTH DAY

HOUSE OF REPRESENTATIVES  
Friday, March 10, 1961

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hunt.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Jones, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

A leave of absence is granted Representative Jordan for Monday night and Tuesday, March 13 and 14, 1961.

A leave of absence is granted Representative Hargett for today.

A leave of absence is granted Representative Andrews for Monday night, March 13, 1961.

On motion of Representative Garner, Allen Randolph Tyler and Jimmy Garner Tyler of Wake County, grandsons of Representative Garner, are made honorary pages of the House of Representatives.

On motion of Representative Wilson, Marcellus Buchanan, IV, of Jackson County, son of former Representative Buchanan, is made an honorary page of the House of Representatives.

### REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Representative Woodard of Wilson, for the Committee on Appropriations.

H. B. 157, a bill to be entitled an act to authorize an allotment from the Contingency and Emergency Fund to the Roanoke Island Historical Association, Incorporated, for rebuilding "The Lost Colony" amphitheater on Roanoke Island.

With a favorable report.

By Representative Harris of Wake, for the Committee on Local Government.

H. B. 102, a bill to be entitled an act authorizing the Board of County Commissioners of Pasquotank County to convey Albemarle Hospital property to the College of the Albemarle.

With a favorable report.

#### ENGROSSED BILLS

Representative Thomas, for the Committee on Engrossed Bills, reports the following bill has been carefully considered, found properly engrossed, and asks that it be sent to the Senate.

It is so ordered.

H. B. 121, a bill to be entitled an act to change the style of the name of the Town of Graham in Alamance County to the City of Graham and to provide a consolidated and revised charter therefor.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representatives Hicks, Quinn, Britt and Taylor:

H. B. 177, a bill to be entitled an act to establish "Heritage Square" and to create the Heritage Square Commission.

Referred to Committee on State Government.

And,

H. B. 178, a bill to be entitled an act to establish the State Capital Planning Commission.

Referred to Committee on State Government.

By Representative Phelps:

H. B. 179, a bill to be entitled an act to repeal Chapter 493 of the Session Laws of 1953 relating to the terms of office of members of the Board of Education of Washington County.

Referred to Committee on Education.

By Representative Wicker:

H. B. 180, a bill to be entitled an act to authorize the qualified voters of the City of Sanford to determine whether or not wine and beer may be legally sold and alcoholic beverage control stores operated in said city.

Referred to Committee on Propositions and Grievances.

By Representatives Belk, Harriss of Rowan, Taylor, Hicks, Vogler, McLaughlin, Courtney, Wooten, Kennedy and Sermons:

H. B. 181, a bill to be entitled an act to appropriate funds for the development of the President James K. Polk birthplace.

Referred to Committee on Appropriations.

By Representative Arledge:

H. B. 182, a bill to be entitled an act to regulate the hunting and taking of amphibians in North Carolina.

Referred to Committee on Wildlife Resources.

By Representatives Kerr, Frink, McLaughlin, and Woodard of Wilson:

H. B. 183, a bill to be entitled an act relating to resigned or retired judges of the superior court.

Referred to Committee on Judiciary No. 2.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills which are read the first time and disposed of as follows:

S. B. 28, a bill to be entitled an act to amend General Statutes 153-9 so as to empower board of county commissioners to regulate and control parking of motor vehicles on county owned property.

Referred to Committee on Roads and Highway Safety.

S. B. 36, a bill to be entitled an act to repeal General Statutes 39-3 relating to conveyances to slaves.

Referred to Committee on Judiciary No. 2.

S. B. 62, a bill to be entitled an act to amend various sections of the General Statutes of North Carolina relating to the name of the State Board of Public Welfare.

Referred to Committee on Public Welfare.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 86, a bill to be entitled an act to revise and reorganize the Charter of the Town of Chapel Hill.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Fletcher, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Harding, Hardy, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kiser, Lane, Lloyd, Lupton, Martin, McFadyen,



McLaughlin, McMillan of Robeson, McMillan of Wake, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—106.

Those voting in the negative are: None.

H. B. 3, a bill to be entitled an act to amend General Statutes 9-4 as the same appears in the 1959 Cumulative Supplement of Volume 1B of the General Statutes, pertaining to modifications as to drawing jury panels in the various counties, enabling Wayne County to increase the number of scrolls drawn at various terms of court.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 96, a bill to be entitled an act to redefine the wards and to provide for the election and terms of office of the Board of Aldermen of the City of Southport.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 118, a bill to be entitled an act to amend Chapter 616 of the Session Laws of 1943 relating to powers of the Gastonia Township Airport Commission.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 124, a bill to be entitled an act to amend General Statutes 161-10.1 so as to allow the Register of Deeds of Lenoir County a fee for issuing certified copies of marriage licenses.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 129, a bill to be entitled an act to amend Chapter 212 of the Session Laws of 1959, entitled "An act to authorize counties of the State to call elections on the question of levying taxes for industrial development purposes", as the same relates to Franklin County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 136, a bill to be entitled an act relating to elective officials of the Town of Claremont in Catawba County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 137, a bill to be entitled an act to make Article 20B of Chapter 153 relating to county zoning and regulation of buildings applicable to Surry County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 139, a bill to be entitled an act to extend the planning and zoning powers of the Town of Zebulon and its governing body to the territory be-

yond and surrounding the corporate limits of the Town of Zebulon for a distance of one mile in all directions.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 140, a bill to be entitled an act to provide for an election in the Town of Cary upon the question of amending the charter so as to establish the council-manager form of government for the Town of Cary in Wake County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 150, a bill to be entitled an act to repeal Chapter 1140 of the Session Laws of 1959 relating to partisan primary elections in Polk County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 154, a bill to be entitled an act to amend General Statutes 14-107 relating to worthless checks in Pender County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 156, a bill to be entitled an act to rewrite Section 2 of Chapter 158 of the Private Laws of 1925 relating to election of mayor of the Town of Ayden.

Passes its second and third readings and is ordered sent to the Senate.

S. B. 17, a bill to be entitled an act to authorize the Mayor and governing authority of the City of Roanoke Rapids to use certain real estate for a public library.

Passes its second and third readings and is ordered enrolled.

S. B. 19, a bill to be entitled an act to require the Boards of Elections of Henderson County and the City of Hendersonville to order a complete new registration, to institute the more modern loose-leaf system of registration, and to effect other elections reforms, all in Henderson County and the City of Hendersonville.

Passes its second and third readings and is ordered enrolled.

S. B. 57, a bill to be entitled an act to amend Chapter 533 of the 1947 Session Laws of North Carolina so as to clarify the authority therein given to the City of Laurinburg and the Town of Maxton to dispose of their interests in any portion of the Maxton-Laurinburg Airport, whether now owned or hereafter acquired, at private sale, without advertisement, and ratifying and validating any conveyances thereof which they may have previously made.

Passes its second and third readings and is ordered enrolled.

S. B. 14, a bill to be entitled an act to amend General Statutes 139-40 so as to clarify the authority of a board of county commissioners to fix the maximum amount of a watershed improvement tax.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Fletcher, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Harding, Hardy, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kiser, Lane, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—106.

Those voting in the negative are: None.

H. R. 50, a joint resolution providing for the appointment of a commission for the purpose of making a study of the manner in which members of the boards of education of county and city administrative school units are selected and to make its report and recommendations to the 1963 Session of the General Assembly.

Representative Simpson offers an amendment which fails of adoption.

Passes its third reading, as amended, and is ordered engrossed and sent to the Senate.

H. B. 38, a bill to be entitled an act to amend General Statutes 136-69 relating to the establishment and laying out of cartways by making the section applicable to public and private cemeteries.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 47, a bill to be entitled an act to amend General Statutes 2-36 relating to fees of the Clerk of Superior Court of Robeson County for auditing annual and final accounts of receivers, executors, etc.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 101, a bill to be entitled an act to amend General Statutes 20-141 to increase the maximum lawful speed of vehicles engaged in towing, drawing, or pushing small utility, farm and boat trailers.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 105, a bill to be entitled an act to amend Article 2 of Chapter 106 of the General Statutes so as to define, govern and control the manufacture, sale and distribution of substances known as "mulches" and "fortified mulches".

Passes its second and third readings and is ordered sent to the Senate.



S. R. 4, a joint resolution relating to the redistricting of the State for State Senatorial District purposes.

Passes its second and third readings and is ordered enrolled.

S. B. 18, a bill to be entitled an act to authorize the appointment of four special judges.

Passes its second and third readings and is ordered enrolled.

S. B. 29, a bill to be entitled an act to amend General Statutes 14-72 and General Statutes 14-73 so as to increase the property valuation separating misdemeanor larceny and receiving from felonious larceny and receiving.

Passes its second and third readings, as amended, and is ordered returned to the Senate for concurrence in House amendment.

#### REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Representative Henley, for the Committee on Education.

H. B. 179, a bill to be entitled an act to repeal Chapter 493 of the Session Laws of 1953 relating to the terms of office of members of the Board of Education of Washington County.

With a favorable report.

#### ENROLLED BILLS

Mr. Britt, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 10. An Act to amend Chapter 22 of the 1959 Session Laws authorizing the County Commissioners of Wayne County to turn into the General Fund all taxes collected for the year 1955 and all prior years so as to include 1957.

H. B. 30. An Act to amend General Statutes 153-266.22 of the General Statutes so as to make the provisions of Article 20B of Chapter 153 applicable to Person County.

H. B. 31. An Act to amend General Statutes 153-266.9 of the General Statutes so as to delete Person County from the list of counties excluded from the provisions of Article 20A of Chapter 153.

H. B. 76. An Act to amend Chapter 606 of the 1959 Session Laws fixing the terms of office of the County Commissioners of McDowell County.

H. B. 83. An Act to amend the Charter of the Town of Sylva relating to municipal elections.

On motion of Representative McMillan of Wake, duly seconded, the House adjourns and will meet tomorrow at 10 o'clock A. M.

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## TWENTY-EIGHTH DAY

HOUSE OF REPRESENTATIVES  
Saturday, March 11, 1961.

The House meets pursuant to adjournment and is called to order by Representative Harris of Wake, designated by Mr. Speaker Hunt as Speaker Pro Tempore.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Cook, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Jordon the House adjourns to meet Monday night at 8 o'clock.

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## TWENTY-NINTH DAY

HOUSE OF REPRESENTATIVES  
Monday Night, March 13, 1961

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hunt.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Jones, for the Committee on the Journal, reports that the Journal of Saturday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Belk, the following from Mecklenburg County are made honorary pagettes and page, respectively, of the House of Representatives: Caroline N. Henderson, Ruth O. Henderson, and Robert E. Henderson.

On motion of Representative Spruill, Bettie Ann Whitehurst of Nash County and Ann Landover of Lenoir County are made honorary pagettes of the House of Representatives.

### ENGROSSED BILLS

Representative Thomas, for the Committee on Engrossed Bills, reports

the following bills and resolutions have been carefully considered, found properly engrossed, and asks that they be sent to the Senate.

It is so ordered.

H. R. 50, a joint resolution providing for the appointment of a commission for the purpose of making a study of the manner in which members of the boards of education of county and city administrative school units are selected and to make its report and recommendations to the 1963 Session of the General Assembly.

H. B. 85, a bill to be entitled an act to change the style of the name of the Town of Mount Holly in Gaston County to the City of Mount Holly and to provide a consolidated and revised charter therefor.

H. B. 145, a bill to be entitled an act amending a portion of Section 1 of Chapter 34 of the 1953 Session Laws of North Carolina to provide change in ward boundary lines of the wards of the City of Gastonia.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representative Jackson:

H. B. 184, a bill to be entitled an act relating to the fees of the Register of Deeds in Hertford County.

Referred to Committee on Salaries and Fees.

And,

H. B. 185, a bill to be entitled an act to provide a gasoline tax refund upon taxpaid gasoline purchased and used by private nonprofit educational institutions.

Referred to Committee on Finance.

By Representative Kiser:

H. B. 186, a bill to be entitled an act relating to investment of funds of the Teachers' and State Employees' Retirement System, the Local Governmental Employees' Retirement System, and the Law Enforcement Officers' Benefit and Retirement Fund.

Referred to Committee on Teachers' and State Employees' Retirement.

By Representative Ferrell:

H. B. 187, a bill to be entitled an act to authorize an allotment to the College of the Albemarle from the 1957 Capital Improvement Appropriation to the Budget Bureau.

Referred to Committee on Appropriations.

By Representative Davis of Lenoir:



H. B. 188, a bill to be entitled an act to revise, reorganize, and rewrite the Charter of the City of Kinston.

Referred to Committee on Local Government.

By Representatives Wooten and Everett:

H. B. 189, a bill to be entitled an act to validate the official acts of Luther D. Moore, a Justice of the Peace in Greenville Township, Pitt County.

Referred to Committee on Judiciary No. 1.

By Representative Barbee:

H. B. 190, a bill to be entitled an act to fix the terms of office of the Mayor and Commissioners of the Town of Nashville in Nash County.

Referred to Committee on Local Government.

And,

H. B. 191, a bill to be entitled an act to repeal Chapter 819, Session Laws of 1947, relating to primary elections in the Town of Nashville in Nash County and to prescribe in lieu thereof a filing procedure.

Referred to Committee on Local Government.

By Representative Potts:

H. B. 192, a bill to be entitled an act to amend Section 153-48.5 of the General Statutes relating to county officials and employees so as to include Transylvania County.

Referred to Committee on Local Government.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 86, a bill to be entitled an act to revise and reorganize the Charter of the Town of Chapel Hill.

Representative Harris of Wake sends forward an amendment which is adopted.

Passes its third reading, as amended, by the following vote and is ordered engrossed.

Those voting in the affirmative are: Representatives Arledge, Barbee, Belk, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman,

Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, and Zollicoffer—112.

Those voting in the negative are: None.

H. B. 102, a bill to be entitled an act authorizing the Board of County Commissioners of Pasquotank County to convey Albemarle Hospital property to the College of the Albemarle.

Representative Harris of Wake offers an amendment which is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 157, a bill to be entitled an act to authorize an allotment from the Contingency and Emergency Fund to the Roanoke Island Historical Association, Incorporated, for rebuilding "The Lost Colony" amphitheater on Roanoke Island.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 179, a bill to be entitled an act to repeal Chapter 493 of the Session Laws of 1953 relating to the terms of office of members of the Board of Education of Washington County.

Passes its second and third readings and is ordered sent to the Senate.

On motion of Representative McPherson, duly seconded, the House adjourns and will meet tomorrow at 12 o'clock noon.

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## THIRTIETH DAY

HOUSE OF REPRESENTATIVES  
Tuesday, March 14, 1961.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hunt.

Prayer is offered by the Reverend Charles Trammell, Pastor of the Burnsville Baptist Church.

Representative Jones, for the Committee on the Journal, reports that the Journal of Monday night has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Potts, Lewis Patton of Wake County is made an honorary page of the House of Representatives.

On motion of Representative Jones the courtesies of the floor are extended the Honorable Todd Gentry, former member of the House of Representatives from Ashe County.

#### ENGROSSED BILLS

Representative Thomas, for the Committee on Engrossed Bills, reports the following bills have been carefully considered, found properly engrossed, and asks that they be sent to the Senate.

It is so ordered.

H. B. 86, a bill to be entitled an act to revise and reorganize the Charter of the Town of Chapel Hill.

H. B. 102, a bill to be entitled an act authorizing the Board of County Commissioners of Pasquotank County to convey Albemarle Hospital property to the College of the Albemarle.

#### REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Representative Wooten, for the Committee on Judiciary No. 1.

H. B. 73, a bill to be entitled an act to clarify General Statutes 15-167 relating to extending a term of court otherwise expiring in the course of a trial.

With a favorable report.

H. B. 189, a bill to be entitled an act to validate the official acts of Luther D. Moore, a Justice of the Peace in Greenville Township, Pitt County.

With a favorable report.

S. B. 31, a bill to be entitled an act to amend General Statutes 50-15 relating to alimony pendente lite.

With a favorable report.

By Representative Crawford, for the Committee on Judiciary No. 2.

H. B. 99, a bill to be entitled an act to extend the territorial jurisdiction of the City Police Department of the Town of Black Mountain in Buncombe County.

With a favorable report, as amended.

H. B. 166, a bill to be entitled an act to revise the Burlington City Charter.



With a favorable report, as amended.

S. B. 36, a bill to be entitled an act to repeal General Statutes 39-3 relating to conveyances to slaves.

With a favorable report.

By Representative Hargett, for the Committee on Public Welfare.

S. B. 13, a bill to be entitled an act to amend certain sections of the General Statutes to provide for the licensing of nursing homes by the State Board of Health rather than by the North Carolina Medical Care Commission and the State Board of Public Welfare.

With a favorable report, as amended.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representative Frink:

H. R. 193, a joint resolution honoring the life and memory of Cornelius Thomas, former member of the General Assembly.

On motion of Representative Frink the rules are suspended and the resolution is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representatives Arledge, Lloyd, Hill, Potts, Leatherwood, and Thornburg:

H. B. 194, a bill to be entitled an act to amend Chapter 105 of the General Statutes by inserting a new article therein imposing a tax on cigars, cigarettes and smoking tobacco.

Referred to Committee on Finance.

By Representative Quinn, Taylor and Britt:

H. B. 195, a bill to be entitled an act to amend Articles II and III of the Constitution of North Carolina with respect to succession to elective state executive offices, the appointment of acting officers in certain instances, and the determination of the incapacity of elected state executive officers to perform the duties of their offices.

Referred to Committee on State Government.

By Representative Satterfield:

H. B. 196, a bill to be entitled an act to provide for the nomination of members of the Board of Education of Person County by districts in a non-partisan election.

Referred to Committee on Education.

By Representative Thornburg:

H. B. 197, a bill to be entitled an act to provide for the nomination and election of the County Board of Education in Jackson County.

Referred to Committee on Education.

By Representative Hawfield:

H. B. 198, a bill to be entitled an act to amend Chapter 641 of the Session Laws of 1949, relating to the Charter of the City of Monroe, to extend the corporate limits of said City.

Referred to Committee on Local Government.

By Representatives Kennedy, Belk, Vogler, and Hicks:

H. B. 199, a bill to be entitled an act to amend General Statutes 7-70 so as to add a one week civil non-jury term to the Superior Court schedule in Mecklenburg County.

Referred to Committee on Courts and Judicial Districts.

By Representative Davis of Rowan:

H. B. 200, a bill to be entitled an act to amend Chapter 386 of the Public Laws of 1909 and Chapter 413 of the Session Laws of 1957, relating to the civil jurisdiction of the Rowan County court and to the salaries of the trial justice and prosecuting attorney for said court.

Referred to Committee on Judiciary No. 2.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

H. B. 43, a bill to be entitled an act to validate certain acts performed between May 3, 1960, and January 23, 1961, by Fred W. Amos, Justice of the Peace of Catawba County.

On motion of Representative Crawford, the Senate substitute bill is adopted which constitutes its first reading.

Passes its second and third readings and is ordered enrolled.

H. B. 44, a bill to be entitled an act to validate certain official acts performed by J. V. Stewart, Justice of the Peace of Catawba County.

On motion of Representative Crawford, the Senate substitute bill is adopted which constitutes its first reading.

Passes its second and third readings and is ordered enrolled.

S. B. 35, a bill to be entitled an act to amend General Statutes 1-315, relating to property liable to sale under execution so as to enlarge the kinds of property subject to such sale.

Referred to Committee on Judiciary No. 1.

S. B. 65, a bill to be entitled an act relating to the town constable in the Town of Speed in Edgecombe County.

Referred to Committee on Counties, Cities and Towns.

S. B. 69, a bill to be entitled an act to authorize an allotment from the contingency and emergency fund to the Roanoke Island Historical Association, Incorporated, for rebuilding "The Lost Colony" Amphitheater on Roanoke Island.

On motion of Representative Ferrell the rules are suspended and the bill is placed on its immediate passage.

Passes its second and third readings and is ordered enrolled.

S. B. 71, a bill to be entitled an act to amend Chapter 127 of the General Statutes relating to the composition of the national guard and relative rank among officers of the same grade in the national guard.

Referred to Committee on Military Affairs.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1, a bill to be entitled an act to apportion the members of the House of Representatives among the several counties of the State.

Passes its third reading and is ordered sent to the Senate.

H. R. 80, a joint resolution ratifying the proposed amendment to the Constitution of the United States relating to the granting of representation in the electoral college to the District of Columbia.

On motion of Representative Kerr the bill is recommitted to the Committee on Constitutional Amendments.

#### ENROLLED BILLS

Representative Britt, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. R. 4. A Joint Resolution relating to the redistricting of the State for State Senatorial District Purposes.

S. B. 14. An Act to amend General Statutes 139-40 so as to clarify the authority of a board of county commissioners to fix the maximum amount of a watershed improvement tax.

S. B. 17. An Act to authorize the Mayor and Governing Authority of the City of Roanoke Rapids to use certain real estate for a public library.

S. B. 18. An Act to authorize the appointment of four special judges.



S. B. 19. An Act to require the Boards of Elections of Henderson County and the City of Hendersonville to order a complete new registration, to institute the more modern loose-leaf system of registration, and to effect other election reforms, all in Henderson County and the City of Hendersonville.

S. B. 57. An Act to amend Chapter 533 of the 1947 Session Laws of North Carolina so as to clarify the authority therein given to the City of Laurinburg and the Town of Maxton to dispose of their interests in any portion of the Maxton-Laurinburg Airport, whether now owned or hereafter acquired, at private sale, without advertisement, and ratifying and validating any conveyances thereof which they may have previously made.

H. B. 28. An Act to authorize the Governing Body of the Town of Canton to establish by ordinance a retirement or pension fund for employees.

H. B. 49. An Act adopting Replacement Volumes 2B and 3A of the General Statutes.

S. B. 29. An Act to amend General Statutes 14-72 and General Statutes 14-73 so as to increase the property valuation separating misdemeanor larceny and receiving from felonious larceny and receiving.

H. B. 4. An Act authorizing the Board of County Commissioners to govern and regulate the removal and disposal of trash, garbage, etc., so as to include Wayne County.

H. B. 26. An Act to amend Chapter 114 of the Session Laws of 1951, being an act to provide for the salaries of the county officials of Duplin County and to provide for certain other purposes pertaining to Duplin County.

H. B. 36. An Act to amend the Charter of the Town of Madison relating to the private sale of real estate.

H. B. 74. An Act to authorize the Caldwell County Board of Education to convey certain school property to the State of North Carolina at private sale.

H. B. 87. An Act relating to the terms of office of the Board of Commissioners of Middlesex in Nash County.

H. B. 94. An Act to amend the Charter of the Town of Kenly in Johnston County, by repealing the Statute requiring the nomination of candidates for municipal officers by primary elections, to establish a filing procedure for municipal elections, and to provide for staggered terms of office of the Board of Aldermen.

On motion of Representative Woodard of Northampton, duly seconded, the House adjourns and will meet tomorrow at 12 o'clock noon.

## THIRTY-FIRST DAY

HOUSE OF REPRESENTATIVES

Wednesday, March 15, 1961

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hunt.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

On motion of Representative Wall, the Honorable Dick Person, former member of the House of Representatives from McDowell County is extended the courtesies of the floor.

On motion of Representative Satterfield, the courtesies of the floor are extended the Honorable E. P. Warren, former member from Person County of the House of Representatives.

On motion of Representative Wall, Lisa Jane Gilreath, Wanda Johnson and William Russell Gilreath, II, of McDowell County are made honorary pagettes and pages, respectively, of the House of Representatives.

On motion of Representative Hill, Thomas Edgar Marshall and Alfred Emanuel Hill, Jr. of Catawba County are made honorary pages of the House of Representatives.

On motion of Representative Belk, Katherine Whitmer McKay Belk, Thomas M. Belk, Jr., Hamilton McKay Belk and John Robert Belk of Mecklenburg County are made honorary pagette and pages of the House of Representatives.

## REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Representative Woodard of Wilson, for the Committee on Appropriations.

H. B. 187, a bill to be entitled an act to authorize an allotment to the College of the Albemarle from the 1957 capital improvement appropriation to the Budget Bureau.

With a favorable report.

By Representative Jordan, for the Committee on Counties, Cities and Towns.

H. B. 114, a bill to be entitled an act to ratify and validate the creation of the Town of Havelock and to confirm and validate the acts of the mayor and commissioners of said town.

With a favorable report, as amended.

H. B. 161, a bill to be entitled an act to amend Chapter 156 of the Private Laws of 1929, as amended by Chapter 35 of the Private Laws of 1931,

relating to the regulation of boxing and wrestling exhibitions in Buncombe County.

With a favorable report.

H. B. 163, a bill to be entitled an act to amend Chapter 1006 of the 1959 Session Laws relating to zoning ordinances to exclude the County of Vance.

With a favorable report.

H. B. 164, a bill to be entitled an act to amend Chapter 1204 of the 1959 Session Laws relating to zoning authorization of municipalities so as to make the same apply to Vance County.

With a favorable report.

H. B. 165, a bill to be entitled an act relating to the election and term of office of the Mayor and members of the Board of Aldermen of the City of Henderson.

With a favorable report.

S. B. 65, a bill to be entitled an act relating to the town constable in the Town of Speed in Edgecombe County.

With a favorable report.

By Representative Whitehurst, for the Committee on Insurance.

H. B. 167, a bill to be entitled an act to clarify the workmen's compensation status of county agricultural extension service employees.

With a favorable report.

By Representative Harris, for the Committee on Local Government.

H. B. 188, a bill to be entitled an act to revise, reorganize and rewrite the Charter of the City of Kinston.

With a favorable report.

By Representative Gregory of Harnett, for the Committee on Salaries and Fees.

H. B. 132, a bill to be entitled an act to repeal Chapter 124, Session Laws of 1947, relating to jurors' fees.

With a favorable report.

H. B. 151, a bill to be entitled an act authorizing the Board of Commissioners of Pender County to fix the fees to be charged by the Clerk of Superior Court of said County.

With a favorable report.

H. B. 152, a bill to be entitled an act authorizing the Board of Commissioners of Pender County to fix the fees to be charged by the sheriff of said County.

With a favorable report.



H. B. 153, a bill to be entitled an act authorizing the Board of Commissioners of Pender County to fix the fees to be charged by the Register of Deeds of said County.

With a favorable report.

H. B. 155, a bill to be entitled an act to fix the compensation of the Chairman and members of the Board of County Commissioners of Johnston County.

With a favorable report.

H. B. 170, a bill to be entitled an act to amend General Statutes 20-185(h) relating to subsistence allowances for driver-license examiners.

With a favorable report.

H. B. 184, a bill to be entitled an act relating to the fees of the Register of Deeds in Hertford County.

With a favorable report.

By Representative Sermons, for the Committee on Wildlife Resources.

H. B. 98, a bill to be entitled an act to repeal certain laws regulating migratory water-fowl shooting hours in Hyde County.

With a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representatives Boger, Quinn and Hawfield:

H. R. 201, a joint resolution of respect to and honoring the memory of Luther Thompson Hartsell, Sr., former State Senator and member of the House of Representatives from Cabarrus County.

On motion of Representative Boger the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representatives Hill and Courtney:

H. B. 202, a bill to be entitled an act to appropriate to the Department of Insurance sufficient funds with which to employ a rescue squad instructor.

Referred to Committee on Insurance.

By Representative Hill:

H. B. 203, a bill to be entitled an act relating to elections of officers of the Town of Brookford in Catawba County.

Referred to Committee on Elections and Election Laws.

By Representatives Whitehurst and Hardy:

H. B. 204, a bill to be entitled an act to extend The Vehicle Financial Responsibility Act of 1957.

Referred to Committee on Insurance.

By Representative Frink:

H. B. 205, a bill to be entitled an act to incorporate the Town of Boiling Spring Lakes in Brunswick County.

Referred to Committee on Local Government.

By Representatives Harris of Wake, McMillan of Wake and Womble:

H. B. 206, a bill to be entitled an act to authorize the County of Wake to establish and operate a county library and to authorize the establishment of library branches within incorporated cities of Wake County.

Referred to Committee on Library.

By Representative Bell:

H. B. 207, a bill to be entitled an act to reorganize the Board of Conservation and Development.

Referred to Committee on Conservation and Development.

By Representatives Everett and Wooten:

H. B. 208, a bill to be entitled an act to amend General Statutes 15-25.1 so as to authorize the use of search warrants in connection with stimulant drugs.

Referred to Committee on Judiciary No. 1.

And,

H. B. 209, a bill to be entitled an act to amend General Statutes 160-453.11 and General Statutes 160-453.23 to carry forward certain provisions thereof to June 30, 1963.

Referred to Committee on Judiciary No. 1.

By Representative Dolley (By request):

H. B. 210, a bill to be entitled an act to change the date of the municipal election of the Town of Dallas from the last Monday in June to the first Monday in May and to fix the compensation of the Mayor and members of the Board of Aldermen of said Town.

Referred to Committee on Local Government.

By Representatives Vogler, Wallace, Gregory of Harnett, Calder, Thomas, Murphy, Coates, Hicks, Jones, Martin, Womble, McMillan of Wake, Taylor, Dolley and Efrid:

H. B. 211, a bill to be entitled an act providing for the biennial meetings of the General Assembly on the second Wednesday after the first Monday in January next after their election.

Referred to Committee on State Government.

By Representative Nicholson:

H. B. 212, a bill to be entitled an act to amend Chapter 1235 of the Session Laws of 1959, relating to recording land surveys, so as to exempt Richmond County therefrom.

Referred to Committee on Judiciary No. 2.

By Representative Palmer:

H. B. 213, a bill to be entitled an act to amend Chapter 960 of the 1955 Session Laws applying to the Kings Mountain School Board.

On motion of Representative Palmer the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representatives Crawford and Potts:

H. B. 214, a bill to be entitled an act to amend General Statutes 136-69 relating to the establishment and laying out of cartways by making the section applicable to private residence driveways.

Referred to Committee on Judiciary No. 2.

By Representative Lloyd:

H. B. 215, a bill to be entitled an act to make it lawful to take foxes and wildcats in Graham County at any time, and to provide for payment of bounties for the scalps of such animals.

Referred to Committee on Wildlife Resources.

By Representative Simpson:

H. B. 216, a bill to be entitled an act to amend Article 17A of Chapter 7 of the General Statutes relating to warrants and receipts so as to include Burke County.

Referred to Committee on Judiciary No. 2.

By Representative Gregory of Halifax:

H. B. 217, a bill to be entitled an act to fix the compensation of the Chairman and members of the Board of Education of Halifax County.



Referred to Committee on Salaries and Fees.

And,

H. B. 218, a bill to be entitled an act to fix the compensation of the jurors in Halifax County.

Referred to Committee on Salaries and Fees.

And,

H. B. 219, a bill to be entitled an act to authorize the Board of County Commissioners of Halifax County to levy a special tax to be used to enlarge the county courthouse.

Referred to Committee on Finance.

By Representative Henley:

H. B. 220, a bill to be entitled an act to appoint certain members of the boards of education of the respective counties of North Carolina and to fix their terms of office.

Referred to Committee on Education.

By Representative Peel:

H. B. 221, a bill to be entitled an act to amend General Statutes 153-9 so as to authorize the County Commissioners of Martin County to assist financially the soil conservation services.

Referred to Committee on Agriculture.

By Representatives Kemp and Arledge:

H. B. 222, a bill to be entitled an act to amend and supplement "The Revenue Act", being Subchapter I of Chapter 105 of the General Statutes and Article 4 of Chapter 18 of the General Statutes, by imposing an additional tax on spirituous liquors, by amending the Sales and Use Tax Article, by imposing a soft drinks license tax and by imposing a license tax on dealers in certain tobacco products.

Referred to Committee on Finance.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

H. B. 59, a bill to be entitled an act to authorize the referral of motions to the judge regularly holding the courts of an adjoining district, when the judge before whom such motion is made disqualifies himself.

Returned for concurrence.

On motion of Representative Andrews the House concurs in the Senate amendment and the bill is ordered enrolled.

S. R. 104, a joint resolution of respect to and honoring the memory of Luther Thompson Hartsell, Sr., former State Senator and member of the House of Representatives from Cabarrus County.

Referred to Committee on Local Government.

S. R. 105, a joint resolution congratulating the Wake Forest College Basketball Team on its victory over St. John's.

On motion of Representative Wood the rules are suspended and the bill is placed on its immediate passage.

Passes its second and third readings and is ordered enrolled.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 166, a bill to be entitled an act to revise the Burlington City Charter.

On motion of Representative Crawford the committee amendments are adopted.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efrd, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Synder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—116.

Those voting in the negative are: None.

H. B. 99, a bill to be entitled an act to extend the territorial jurisdiction of the City Police Department of the Town of Black Mountain in Buncombe County.

On motion of Representative Greenwood the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 73, a bill to be entitled an act to clarify General Statutes 15-167 relating to extending a term of court otherwise expiring in the course of a trial.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 189, a bill to be entitled an act to validate the official acts of Luther D. Moore, a Justice of the Peace in Greenville Township, Pitt County.

Passes its second and third readings and is ordered sent to the Senate.

S. B. 13, a bill to be entitled an act to amend certain sections of the General Statutes to provide for the licensing of nursing homes by the State Board of Health rather than by the North Carolina Medical Care Commission and the State Board of Public Welfare.

On motion of Representative High the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate for concurrence in House amendment.

S. B. 31, a bill to be entitled an act to amend General Statutes 50-15 relating to alimony pendente lite.

On motion of Representative Whitehurst consideration of the bill is postponed until Thursday, March 16, 1961.

S. B. 36, a bill to be entitled an act to repeal General Statutes 39-3 relating to conveyances to slaves.

On motion of Representative Whitehurst consideration of the bill is postponed until Thursday, March 16, 1961.

#### ENROLLED BILLS

Mr. Britt, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 69. An Act to authorize an allotment from the Contingency and Emergency Fund to the Roanoke Island Historical Association, Incorporated, for rebuilding "The Lost Colony" amphitheater on Roanoke Island.

H. B. 43. An Act to validate certain acts performed between May 3, 1960, and January 23, 1961, by Fred W. Amos, Justice of the Peace of Catawba County.

H. B. 44. An Act to validate certain official acts performed by J. V. Stewart, Justice of the Peace of Catawba County.

H. B. 81. An Act to extend the corporate limits of the Town of Wingate in Union County.

On motion of Representative Boger, duly seconded, the House adjourns



in the memory of the Honorable Luther Thompson Hartsell, Sr. and will meet tomorrow at 12 o'clock Noon.

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## THIRTY-SECOND DAY

HOUSE OF REPRESENTATIVES

Thursday, March 16, 1961

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hunt.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Jones, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

The Chair, on its own motion, makes the following from Guilford County honorary pagettes and pages, respectively, of the House of Representatives: Susan Ball, Edith Oldham, Kathy Culbreth, Jan Auman, Debbie Sears, Harriet Dayvault, Deborah Cockman, Tim McAdoo, John Wallace, Tyler Corbin, Greg Coley, and Ralph Kirkman.

The Chair, on its own motion, makes Sara Jo Mitchell of Alamance County an honorary pagette of the House of Representatives.

On motion of Representative Wilson the courtesies of the floor are extended the Honorable C. W. Taylor, a former member of the House of Representatives from Caswell County.

On motion of Representative Crawford the courtesies of the floor are extended the Honorable W. Bryan Bolick of Durham, North Carolina, a former member from Forsyth County of the House of Representatives.

Representative Simpson, under Rule 40, serves three days' notice of intention to move for withdrawal from Education Committee H. B. 88, entitled "A bill to be entitled an act to further amend Chapter 93 of the Private Laws of 1907 relating to the election of Trustees of the Glen Alpine Graded School District, as amended by Chapter 1219, Session Laws of 1959".

### ENGROSSED BILLS

Representative Thomas, for the Committee on Engrossed Bills, reports the following bill has been carefully considered, found properly engrossed, and asks that it be sent to the Senate.

It is so ordered.

H. B. 99, a bill to be entitled an act to extend the territorial jurisdiction of the City Police Department of the Town of Black Mountain in Buncombe County.

## REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Representative Henley, for the Committee on Education.

H. B. 127, a bill to be entitled an act to amend Chapter 235 of the 1959 Session Laws relative to members of the County Board of Education of Swain County.

With a favorable report, as amended.

H. B. 162, a bill to be entitled an act appointing members of the Madison County Board of Education and fixing their terms of office.

With a favorable report.

H. B. 174, a bill to be entitled an act to authorize the School Board of the Franklinton City Schools in Franklin County to transfer surplus from Capital Outlay Fund to Current Expense Fund for fiscal 1959-1960.

With a favorable report.

H. B. 196, a bill to be entitled an act to provide for the nomination of members of the Board of Education of Person County by districts in a non-partisan election.

With a favorable report.

By Representative Arledge, for the Committee on Elections and Election Laws.

H. B. 147, a bill to be entitled an act providing that absentee voting shall be inapplicable to the election of members of the General Assembly, county and township officials in Clay County; repealing the provisions of General Statutes 163-172, General Statutes 163-173, and General Statutes 163-174, except as to blind persons, so far as the same relate to primary and general elections in Clay County; and providing that husband and wife may assist each other in preparation of their ballots.

With an unfavorable report.

H. B. 203, a bill to be entitled an act relating to elections of officers of the Town of Brookford in Catawba County.

With a favorable report.

By Representative Wicker, for the Committee on Finance.

H. B. 135, a bill to be entitled an act in relation to the levy of taxes for the payment of the principal and interest of bonds of the Town of Banner Elk.

With a favorable report.

By Representative Harris of Wake, for the Committee on Local Government.

H. B. 128, a bill to be entitled an act to authorize the Board of County Commissioners of Mitchell County to cancel and abate certain interest and penalties on delinquent taxes in Mitchell County.

With a favorable report, as amended.

H. B. 159, a bill to be entitled an act to amend General Statutes 153-5 to increase the members of the Board of County Commissioners of Wilkes County.

With a favorable report.

H. B. 176, a bill to be entitled an act to authorize policemen and other law enforcement officers of the Town of Murfreesboro to make arrests and serve criminal process at any place in Hertford County within a radius of two miles distance from the corporate limits of said town.

With a favorable report.

H. B. 190, a bill to be entitled an act to fix the terms of office of the Mayor and Commissioners of the Town of Nashville in Nash County.

With a favorable report.

H. B. 191, a bill to be entitled an act to repeal Chapter 819, Session Laws of 1947, relating to primary elections in the Town of Nashville in Nash County and to prescribe in lieu thereof a filing procedure.

With a favorable report.

H. B. 192, a bill to be entitled an act to amend Section 153-48.5 of the General Statutes relating to county officials and employees so as to include Transylvania County.

With a favorable report.

H. B. 198, a bill to be entitled an act to amend Chapter 641 of the Session Laws of 1949 relating to the Charter of the City of Monroe; to extend the corporate limits of said city.

With a favorable report.

By Representative Byrum, for the Committee on Propositions and Grievances.

H. B. 180, a bill to be entitled an act to authorize the qualified voters of the City of Sanford to determine whether or not wine and beer may be legally sold and Alcoholic Beverage Control Stores operated in said city.

With a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representatives Quinn and Belk:



H. B. 223, a bill to be entitled an act to provide for the regulation and licensing of driver training schools.

Referred to Committee on Roads and Highway Safety.

And,

H. B. 224, a bill to be entitled an act to amend the North Carolina Drivers' Point System so as to revise the point values for certain offenses; to increase to three years the period during which the maximum number of points can be accumulated; and to provide for consideration of out-of-state convictions in driver point accumulations.

Referred to Committee on Roads and Highway Safety.

By Representative Dolley:

H. B. 225, a bill to be entitled an act to amend General Statutes 15-41 relating to when an officer may arrest without warrant.

Referred to Committee on Judiciary No. 2.

And,

H. B. 226, a bill to be entitled an act to amend Chapter 283 of the Session Laws of 1955 relating to the Charter of the Town of Lowell, the time of taking office of the Mayor and Board of Aldermen, and the authorization of the employment of a Town Manager for the Town of Lowell.

Referred to Committee on Local Government.

By Representatives Williamson, Green, Braswell, Whitley, and Wilson:

H. B. 227, a bill to be entitled an act to provide for tax-free sales of gasoline to be used for farm purposes.

Referred to Committee on Finance.

By Representative Satterfield:

H. B. 228, a bill to be entitled an act to amend Chapter 197 of the Public Laws of 1935, as amended, so as to provide a procedure for correction and relocation of historical markers prepared by the State Department of Archives and History.

Referred to Committee on Judiciary No. 1.

By Representative Wood:

H. B. 229, a bill to be entitled an act to rewrite General Statutes 55-22(a) relating to loans and guaranties by a corporation.

Referred to Committee on Judiciary No. 1.

By Representative Gregory of Harnett:

H. B. 230, a bill to be entitled an act to amend Chapter 535 of the Session Laws of 1955 relating to the Recorder's Court of Harnett County.

Referred to Committee on Courts and Judicial Districts.

By Representatives Wooten, Coates, Everett, Quinn, and Boger:

H. B. 231, a bill to be entitled an act to amend the Constitution of North Carolina to provide for compulsory reappointment of the members of the House of Representatives of the General Assembly of North Carolina after each federal census or enumeration made by order of the Congress and to apportion the members of the House of Representatives pursuant to such constitutional amendment.

Referred to Committee on Elections and Election Laws.

By Representatives Belk, Hicks, Vogler, and Kennedy:

H. B. 232, a bill to be entitled an act to amend General Statutes 105-287 relating to listing and assessment of taxes in Mecklenburg County.

Referred to Committee on Counties, Cities and Towns.

By Representatives Cohoon and Wooten:

H. B. 233, a bill to be entitled an act to decrease the amount of annual installments of principal that shall become due upon assessment and anticipation notes in order to encourage a larger participation in the preservation of soil and land by drainage districts.

Referred to Committee on Irrigation and Drainage.

By Representatives Kennedy, Dolley, and Courtney:

H. B. 234, a bill to be entitled an act to amend Section 95-88 of the General Statutes pertaining to minimum wages.

Referred to Committee on Manufacturers and Labor.

By Representative Taylor:

H. B. 235, a bill to be entitled an act to amend General Statutes 20-145 so as to repeal the provisions exempting ambulances from speed limitations applicable to other motor vehicles.

Referred to Committee on Roads and Highway Safety.

By Representatives Thornburg, Felmet, Potts, Lloyd, and Crawford:

H. B. 236, a bill to be entitled an act to provide for license plates for wood haulers at one-half the usual rate.

Referred to Committee on Roads and Highway Safety.

By Representative Nicholson:

H. B. 237, a bill to be entitled an act to amend Chapter 279 of the Public-Local Laws of 1937, as amended, for the purpose of extending the provisions of same to recreational facilities, athletic fields and stadiums of public schools.

Referred to Committee on Education.

By Representative Jackson:

H. B. 238, a bill to be entitled an act relating to municipal elections in the Town of Murfreesboro in Hertford County.

On motion of Representative Jackson the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills which are read the first time and disposed of as follows:

S. B. 30, a bill to be entitled an act to amend General Statutes 14-72 so as to exclude larceny by trick from the class of crimes which are punishable as misdemeanors.

Referred to Committee on Judiciary No. 2.

S. B. 39, a bill to be entitled an act to remove the exemption of women and Sunday arrest from General Statutes 1-410 relating to arrest and bail.

Referred to Committee on Judiciary No. 2.

S. B. 40, a bill to be entitled an act to amend and correct General Statutes 29-12 relating to escheats of estates of illegitimate persons dying intestate.

Referred to Committee on Judiciary No. 1.

S. B. 73, a bill to be entitled an act to amend Chapter 368 of the Session Laws of 1957 relating to appropriations by the Board of Commissioners of Nash County for industrial development and other purposes.

Referred to Committee on Local Government.

S. B. 74, a bill to be entitled an act to fix the salaries of the members of the Board of Education of Nash County.

Referred to Committee on Education.

S. B. 75, a bill to be entitled an act to authorize boards of county commissioners to choose a vice chairman.

Referred to Committee on Local Government.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 166, a bill to be entitled an act to revise the Burlington City Charter.



Passes its third reading by the following vote, as amended, and is ordered engrossed.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—117.

Those voting in the negative are: None.

H. B. 188, a bill to be entitled an act to revise, reorganize, and rewrite the Charter of the City of Kinston.

Representative Davis of Lenoir sends forward amendments which are adopted.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—117.

Those voting in the negative are: None.

H. B. 114, a bill to be entitled an act to ratify and validate the creation

of the Town of Havelock and to confirm and validate the acts of the mayor and commissioners of said town.

On motion of Representative Jordan the committee amendment is adopted.

The bill is placed on the Calendar for consideration on Monday night, March 20, 1961.

H. B. 132, a bill to be entitled an act to repeal Chapter 124, Session Laws of 1947 relating to jurors' fees.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 151, a bill to be entitled an act authorizing the Board of Commissioners of Pender County to fix the fees to be charged by the Clerk of Superior Court of said county.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 152, a bill to be entitled an act authorizing the Board of Commissioners of Pender County to fix the fees to be charged by the Sheriff of said county.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 153, a bill to be entitled an act authorizing the Board of Commissioners of Pender County to fix the fees to be charged by the Register of Deeds of said county.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 155, a bill to be entitled an act to fix the compensation of the Chairman and members of the Board of County Commissioners of Johnston County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 161, a bill to be entitled an act to amend Chapter 156 of the Private Laws of 1929, as amended by Chapter 35 of the Private Laws of 1931, relating to the regulation of boxing and wrestling exhibitions in Buncombe County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 163, a bill to be entitled an act to amend Chapter 1006 of the 1959 Session Laws relating to zoning ordinances to exclude the County of Vance.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 164, a bill to be entitled an act to amend Chapter 1204 of the 1959 Session Laws relating to zoning authorization of municipalities so as to make the same apply to Vance County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 165, a bill to be entitled an act relating to the election and term of office of the Mayor and members of the Board of Aldermen of the City of Henderson.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 184, a bill to be entitled an act relating to the fees of the Register of Deeds in Hertford County.

Passes its second and third readings and is ordered sent to the Senate.

S. B. 65, a bill to be entitled an act relating to the Town Constable in the Town of Speed in Edgecombe County.

Passes its second and third readings and is ordered enrolled.

H. B. 98, a bill to be entitled an act to repeal certain laws regulating migratory water-fowl shooting hours in Hyde County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 167, a bill to be entitled an act to clarify the workmen's compensation status of county agricultural extension service employees.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 170, a bill to be entitled an act to amend General Statutes 20-185(h) relating to subsistence allowances for driver-license examiners.

On motion of Representative Gregory of Harnett the bill is recommitted to the Committee on Appropriations.

H. B. 187, a bill to be entitled an act to authorize an allotment to the College of the Albemarle from the 1957 Capital Improvement Appropriation to the Budget Bureau.

Passes its second and third readings and is ordered sent to the Senate.

S. B. 31, a bill to be entitled an act to amend General Statutes 50-15 relating to alimony pendente lite.

On motion of Representative Crawford the bill is recommitted to the Committee on Judiciary No. 1.

S. B. 36, a bill to be entitled an act to repeal General Statutes 39-3 relating to conveyances to slaves.

Passes its second and third readings and is ordered enrolled.

#### ENROLLED BILLS

Representative Britt, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 201. A Joint Resolution of respect to and honoring the memory of Luther Thompson Hartsell, Sr., former State Senator and member of the House of Representatives from Cabarrus County.

S. R. 105. A Joint Resolution congratulating the Wake Forest College basketball team on its victory over St. John's.



H. B. 59. An Act to authorize the referral of motions to the judge regularly holding the courts of an adjoining district, when the judge before whom such motion is made disqualifies himself.

On motion of Representative Rodenbough, duly seconded, the House adjourns to meet tomorrow at 10 o'clock A. M.

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## THIRTY-THIRD DAY

### HOUSE OF REPRESENTATIVES

Friday, March 17, 1961.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hunt.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Jones, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Davis of Lenoir, the courtesies of the floor are extended Mrs. G. W. Cover, former member of the House from Cherokee County.

Representative Simpson is granted a leave of absence for today.

Representative Sermons is granted a leave of absence for today.

On motion of Representative Frink, the courtesies of the floor are extended the Honorable Jim Bowman, former member of the House from Brunswick County.

A leave of absence is granted Representative Braswell for Monday night, March 20, 1961.

A leave of absence is granted Representative Felmet for Monday night, March 20, 1961.

The Chair, on its own motion, makes Jill Jenkinson and James Glenn Blake of Guilford County, honorary pagette and page, respectively, of the House.

### ENGROSSED BILLS

Representative Thomas, for the Committee on Engrossed Bills, reports the following bills have been carefully considered, found properly engrossed, and asks that they be sent to the Senate.

It is so ordered.

H. B. 114, a bill to be entitled an act to ratify and validate the creation of the Town of Havelock and to confirm and validate the acts of the Mayor and Commissioners of said Town.

H. B. 166, a bill to be entitled an act to revise the Burlington City Charter.

#### REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Representative Blue, for the Committee on Corporations.

S. B. 46, a bill to be entitled an act to amend General Statutes 60-9 and General Statutes 60-11 relating to extending corporate life of railroads.

With a favorable report.

On motion of Representative Blue, the bill is placed on the Calendar for Tuesday, March 21, 1961.

By Representative Henley, for the Committee on Education.

H. B. 220, a bill to be entitled an act to appoint certain members of the boards of education of the respective counties of North Carolina and to fix their terms of office.

With a favorable report, as amended.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representative Harding:

H. B. 239, a bill to be entitled an act to amend the Motor Vehicle Safety and Financial Responsibility Act by providing for cancellation of policies upon conviction of certain violations.

Referred to Committee on Insurance.

By Representative McFadyen:

H. B. 240, a bill to be entitled an act relating to the discount allowable for the prepayment of taxes in Hoke County.

Referred to Committee on Local Government.

By Representative Johnson:

H. B. 241, a bill to be entitled an act to extend the authority of police officers of the Town of Rose Hill in Duplin County for a distance of one mile beyond the corporate limits.

Referred to Committee on Local Government.

By Representative Britt:

H. B. 242, a bill to be entitled an act to amend the General Statutes so as to make married persons under twenty-one years of age competent as to certain transactions, and to validate certain transactions.

Referred to Committee on Judiciary No. 2.

By Representative Lane:

H. B. 243, a bill to be entitled an act to amend General Statutes 47-30 to exempt Perquimans County.

Referred to Committee on Local Government.

By Representative Garner:

H. B. 244, a bill to be entitled an act to provide for the election of seven members of the County Board of Education of Randolph County, to limit the number of members from one political party, to provide for staggered terms of office of the members, to limit the number of members from Ashboro Township, and to provide for filling vacancies.

Referred to Committee on Elections and Election Laws.

By Representative Whitley:

H. B. 245, a bill to be entitled an act to provide for the election of the County Board of Education in Stanly County.

Referred to Committee on Education.

And,

H. B. 246, a bill to be entitled an act to amend General Statutes 14-360 relative to cruelty to animals.

Referred to Committee on Judiciary No. 1.

By Representative Wooten, Taylor, and Everett:

H. B. 247, a bill to be entitled an act to amend Chapter 93 of the General Statutes of North Carolina relating to the practice of accountancy.

Referred to Committee on Judiciary No. 1.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 77, a bill to be entitled an act relating to elections in the Town of Pembroke in Robeson County.

Referred to Committee on Counties, Cities and Towns.

S. B. 81, a bill to be entitled an act to amend the inheritance tax article of the Revenue Act so as to allow widowers the same exemptions as widows.



Referred to Committee on Finance.

S. B. 84, a bill to be entitled an act to authorize an allotment to the College of The Albemarle from the 1957 Capital Improvement Appropriation to the Budget Bureau.

Referred to Committee on Appropriations.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 188, a bill to be entitled an act to revise, reorganize and rewrite the Charter of the City of Kinston.

Passes its third reading by the following vote, as amended, and is ordered Engrossed and sent to the Senate.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—114.

Those voting in the negative are: None.

H. B. 198, a bill to be entitled an act to amend Chapter 641 of the Session Laws of 1949, relating to the Charter of the City of Monroe, to extend the corporate limits of said City.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, Mc-

Pherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—114.

Those voting in the negative are: None.

H. B. 127, a bill to be entitled an act to amend Chapter 235 of the 1959 Session Laws relative to members of the County Board of Education of Swain County.

On motion of Representative Henley the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 128, a bill to be entitled an act to authorize the Board of County Commissioners of Mitchell County to cancel and abate certain interest and penalties on delinquent taxes in Mitchell County.

On motion of Representative Slagle the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 159, a bill to be entitled an act to amend General Statutes 153-5 to increase the members of the Board of County Commissioners of Wilkes County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 162, a bill to be entitled an act appointing members of the Madison County Board of Education and fixing their terms of office.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 174, a bill to be entitled an act to authorize the School Board of the Franklinton City Schools in Franklin County to transfer surplus from Capital Outlay Fund to Current Expense Fund for fiscal year 1959-1960.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 176, a bill to be entitled an act to authorize policemen and other law enforcement officers of the Town of Murfreesboro to make arrests and serve criminal process at any place in Hertford County within a radius of two miles distance from the corporate limits of said Town.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 180, a bill to be entitled an act to authorize the qualified voters of the City of Sanford to determine whether or not wine and beer may be legally sold and alcoholic beverage control stores operated in said City.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 190, a bill to be entitled an act to fix the terms of office of the Mayor and Commissioners of the Town of Nashville in Nash County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 191, a bill to be entitled an act to repeal Chapter 819, Session Laws of 1947, relating to primary elections in the Town of Nashville in Nash County and to prescribe in lieu thereof a filing procedure.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 192, a bill to be entitled an act to amend Section 153-48.5 of the General Statutes relating to county officials and employees so as to include Transylvania County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 196, a bill to be entitled an act to provide for the nomination of members of the Board of Education of Person County by districts in a non-partisan election.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 203, a bill to be entitled an act relating to elections of officers of the Town of Brookford in Catawba County.

Passes its second and third readings and is ordered sent to the Senate.

#### ENGROSSED BILLS

Representative Thomas, for the Committee on Engrossed Bills, reports the following bill has been carefully considered, found properly engrossed, and asks that it be sent to the Senate.

It is so ordered.

H. B. 188, a bill to be entitled an act to revise, reorganize and rewrite the Charter of the City of Kinston.

#### ENROLLED BILLS

Representative Britt, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 193. A Joint Resolution honoring the life and memory of Cornelius Thomas, former member of the General Assembly.

S. B. 13. An Act to amend certain sections of the General Statutes to provide for the licensing of nursing homes by the State Board of Health rather than by the North Carolina Medical Care Commission and the State Board of Public Welfare.

S. B. 36. An Act to repeal General Statutes 39-3 relating to conveyances to slaves.

S. B. 65. An Act relating to the Town Constable in the Town of Speed in Edgecombe County.



H. B. 84. An Act to amend General Statutes 160-227.1, 1959 Supplement to the General Statutes, so as to authorize municipalities in Macon County to adopt subdivision ordinances.

H. B. 90. An Act to amend Chapter 505 of the 1959 Session Laws of North Carolina relating to Peace Officers' Emergency Fees and payment of the secretary's expenses for the Peace Officers' Relief Fund for the County of Chowan.

H. B. 96. An Act to redefine the wards and to provide for the election and terms of office of the Board of Aldermen of the City of Southport.

H. B. 115. An Act to validate the application of the City of New Bern for a certain gasoline tax refund which application was inadvertently filed too late.

H. B. 118. An Act to amend Chapter six hundred sixteen of the Session Laws of one thousand nine hundred and forty three relating to powers of the Gastonia Township Airport Commission.

H. B. 119. An Act to repeal Chapter 590, Session Laws of 1957, which chapter regulates the operation of motor boats and other craft on the waters of the Northeast Cape Fear River in Pender County, and to repeal Chapter 771, Session Laws of 1959, relating to the operation of motor boats and other craft on certain waters in Pender County.

H. B. 129. An Act to amend Chapter 212 of the Session Laws of 1959, entitled "an act to authorize counties of the state to call elections on the question of levying taxes for industrial development purposes", as the same relates to Franklin County.

H. B. 137. An Act to make Article 20B of Chapter 153 relating to county zoning and regulation of buildings applicable to Surry County.

H. B. 140. An Act to provide for an election in the Town of Cary upon the question of amending the Charter so as to establish the Council-Manager Form of Government for the Town of Cary in Wake County.

H. B. 213. An Act to amend Chapter 960 of the 1955 Session Laws applying to the Kings Mountain School Board.

H. B. 238. An Act relating to municipal elections in the Town of Murfreesboro in Hertford County.

On motion of Representative Lupton, duly seconded, the House adjourns to meet tomorrow at 10 o'clock A. M.

**THIRTY-FOURTH DAY**

HOUSE OF REPRESENTATIVES  
Saturday, March 18, 1961.

The House meets pursuant to adjournment and is called to order by Representative Harris of Wake, designated by Mr. Speaker Hunt as Speaker Pro Tempore.

Prayer is offered by Mr. Marion Benfield of the Institute of Government. Representative Harris of Wake, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

The Chair, of its own motion, declares the House adjourned to meet Monday night at 8 o'clock.

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**THIRTY-FIFTH DAY**

HOUSE OF REPRESENTATIVES  
Monday Night, March 20, 1961

The House meets pursuant to adjournment and is called to order by Representative Woodard of Wilson, designated by Mr. Speaker Hunt as Speaker Pro Tempore.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Greenwood, for the Committee on the Journal, reports that the Journal for Saturday has been examined, found correct, and without objection the same stands approved as written.

Representative Newman is granted a leave of absence for tonight.

On motion of Representative Woodard of Northampton, the Honorable W. H. S. Burgwyn, Judge of Superior Court, is extended the courtesies of the floor.

On motion of Representative Spruill the courtesies of the floor are extended the Honorable Charles B. Aycock, Jr., former member from Wake County of the House of Representatives.

On motion of Representative Thomas, Kaye Ruth Coates, Susan Barnes and Roy C. Coates, II, of Johnston County, are made honorary pagettes and page, respectively, of the House of Representatives.

**ENGROSSED BILLS**

Representative Thomas, for the Committee on Engrossed Bills, reports the following bills and resolutions have been carefully considered, found properly engrossed, and asks that they be sent to the Senate.

It is so ordered.

H. B. 127, a bill to be entitled an act to amend Chapter 235 of the 1959 Session Laws relative to members of the County Board of Education of Swain County.

H. B. 128, a bill to be entitled an act to authorize the Board of County Commissioners of Mitchell County to cancel and abate certain interest and penalties on delinquent taxes in Mitchell County.

#### REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Representative Henley, for the Committee on Education.

Committee Substitute for H. B. 41, a bill to be entitled an act to amend General Statutes 115-183 relating to the powers of the Board of Education in Mecklenburg County.

With an unfavorable report as to bill, favorable as to committee substitute bill.

On motion of Representative Henley the substitute bill is adopted.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representative West of Clay:

H. B. 248, a bill to be entitled an act to provide for the election of the County Board of Education of Clay County.

Referred to Committee on Education.

By Representative Randall:

H. B. 249, a bill to be entitled an act to appoint a member of the Board of Water Commissioners of the City of Hendersonville.

Referred to Committee on Counties, Cities and Towns.

By Representative Coffey:

H. B. 250, a bill to be entitled an act to amend Chapter 113 of the General Statutes so as to provide that persons sixty-five years of age or over shall not be required to purchase a hunting or fishing license in Watauga County.

Referred to Committee on Wildlife Resources.

By Representative Zollicoffer:



H. B. 251, a bill to be entitled an act to amend General Statutes 143-286 of the North Carolina General Statutes by inserting therein a new paragraph to provide for certain employees of the John H. Kerr Reservoir Development Commission to be commissioned special peace officers.

Referred to Committee on Conservation and Development.

By Representatives Harris of Wake, Womble and McMillan of Wake:

H. B. 252, a bill to be entitled an act to repeal Chapter 294, Session Laws of 1953, which Chapter amended Section 5, Chapter 316, Private Laws of 1903 relating to election of municipal officers in the Town of Wendell; to prescribe election procedure for municipal officers, and to eliminate primary elections for municipal officers in the Town of Wendell.

Referred to Committee on Local Government.

By Representatives Umstead and Spruill:

H. B. 253, a bill to be entitled an act to amend Chapter 122 of the General Statutes relating to hospitalization of the mentally disordered.

Referred to Committee on Mental Institutions.

And,

H. B. 254, a bill to be entitled an act to provide for admission to State hospitals by certificates of physicians.

Referred to Committee on Mental Institutions.

By Representatives Brooks, Belk, Crawford and Andrews:

H. B. 255, a bill to be entitled an act to prohibit any person from obtaining or attempting to obtain goods, property or services by false or fraudulent use of credit cards or other false and fraudulent means and to prescribe penalties therefore.

Referred to Committee on Judiciary No. 2.

By Representative Frink:

H. B. 256, a bill to be entitled an act fixing the salaries and expense allowances of certain officials and employees in Brunswick County.

Referred to Committee on Salaries and Fees.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 87, a bill to be entitled an act to repeal Chapter 78 of Session Laws of 1959 relating to the selection of members of the Jackson County Board of Education.

Referred to Committee on Education.

S. B. 119, a bill to be entitled an act relating to the nomination and election of the mayor and commissioners of the City of Lumberton.

On motion of Representative Britt the rules are suspended and the bill is placed on its immediate passage.

Passes its second and third readings and is ordered enrolled.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 198, a bill to be entitled an act to amend Chapter 641 of the Session Laws of 1949, relating to the Charter of the City of Monroe, to extend the corporate limits of said City.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efird, Everett, Fearing, Ferrell, Fletcher, Frink, Galifianakis, Garner, Green, Greenwood, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Isaac, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Slagle, Snyder, Speed, Spruill, Story, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, and Zollicoffer—105.

Those voting in the negative are: None.

H. B. 114, a bill to be entitled an act to ratify and validate the creation of the Town of Havelock and to confirm and validate the acts of the mayor and commissioners of said Town.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efird, Everett, Fearing, Ferrell, Fletcher, Frink, Galifianakis, Garner, Green, Greenwood, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Isaac, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard,

Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Slagle, Snyder, Speed, Spruill, Story, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, and Zollicoffer—105.

Those voting in the negative are: None.

H. B. 135, a bill to be entitled an act in relation to the levy of taxes for the payment of the principal and interest of bonds of the Town of Banner Elk.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efird, Everett, Fearing, Ferrell, Fletcher, Frink, Galifianakis, Garner, Green, Greenwood, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Isaac, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Slagle, Snyder, Speed, Spruill, Story, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, and Zollicoffer—105.

Those voting in the negative are: None.

H. B. 220, a bill to be entitled an act to appoint certain members of the boards of education of the respective counties of North Carolina and to fix their terms of office.

On motion of Representative Henley consideration of the bill is postponed until Tuesday, March 21, 1961.

On motion of Representative Eagles, duly seconded, the House adjourns and will meet tomorrow at 12 o'clock Noon.

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## THIRTY-SIXTH DAY

HOUSE OF REPRESENTATIVES  
Tuesday, March 21, 1961

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hunt.



Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Jones, for the Committee on the Journal, reports that the Journal for Monday night has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Speed the courtesies of the floor are extended the Honorable Edward F. Griffin, a former member from Franklin County of the House of Representatives.

A leave of absence for today is granted Representative Hill.

The Chair, on its own motion, makes the following honorary pages and pagettes, respectively, of the House of Representatives: John Sawyer, Richard Lane, Gerald Crowell, Daniel Maddox, Sammy Plyler, Danny Sharpe, Sherry Allen, Martha Ann Palmer, Diane Hildebrand, Linda Sharon, Vicki Redmond, and Shirley Cobb of Guilford County; Robert Witman, Jr., William Murray Witman, and Kirby Witman of 422 Kimball Avenue, Westfield, New Jersey; William Donigan, Jr., Marilyn Donigan, Jimmie Donigan, Carolyn Donigan, Dan Uzzle, Jr., and Eddie Cameron of Durham County; Jesse Erwin, IV, and Mary Frances Erwin of Alamance County; William Schiffli and Mary Ann Schiffli of Mecklenburg County.

#### COMMITTEE APPOINTMENTS

Mr. Speaker Hunt announces the following additions:

Representative McMillan of Robeson: Committee on Agriculture, Committee on Education, Committee on Insurance, Committee on Mental Institutions, Committee on Public Welfare, Committee on Roads and Highway Safety, and Committee on Wildlife Resources.

#### REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Representative Wooten, for the Committee on Judiciary No. 1.

H. B. 208, a bill to be entitled an act to amend General Statutes 15-25.1 so as to authorize the use of search warrants in connection with stimulant drugs.

With a favorable report.

H. B. 228, a bill to be entitled an act to amend Chapter 197 of the Public Laws of 1935, as amended, so as to provide a procedure for correction and relocation of historical markers prepared by the State Department of Archives and History.

With a favorable report.

H. B. 229, a bill to be entitled an act to rewrite General Statutes 55-22 (a) relating to loans and guaranties by a corporation.

With a favorable report.

S. B. 24, a bill to be entitled an act to validate deeds of conveyance and other instruments executed prior to December 31, 1960, notwithstanding the fact that the instrument was not adjudged correct and ordered registered by the Clerk.

With a favorable report.

S. B. 31, a bill to be entitled an act to amend General Statutes 50-15 relating to alimony pendente lite.

With a favorable report.

S. B. 35, a bill to be entitled an act to amend General Statutes 1-315 relating to property liable to sale under execution so as to enlarge the kinds of property subject to such sale.

With a favorable report.

S. B. 40, a bill to be entitled an act to amend and correct General Statutes 29-12 relating to escheats of estates of illegitimate persons dying intestate.

With a favorable report.

By Representative Crawford, for the Committee on Judiciary No. 2.

H. B. 183, a bill to be entitled an act relating to resigned or retired Judges of the Superior Court.

With a favorable report.

H. B. 242, a bill to be entitled an act to amend the General Statutes so as to make married persons under twenty-one years of age competent as to certain transactions, and to validate certain transactions.

With a favorable report, as amended.

S. B. 30, a bill to be entitled an act to amend General Statutes 14-72 so as to exclude larceny by trick from the class of crimes which are punishable as misdemeanors.

With an unfavorable report.

S. B. 32, a bill to be entitled an act to amend General Statutes 14-120 so as to make unlawful the publishing or uttering of an instrument containing a forged endorsement.

With a favorable report, as amended.

S. B. 39, a bill to be entitled an act to remove the exemption of women and Sunday arrest from General Statutes 1-410 relating to arrest and bail.

With a favorable report.

## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representative Wilson:

H. B. 257, a bill to be entitled an act to submit to the voters of Caswell County the question of whether the Board of Commissioners of Caswell County shall be elected for staggered four-year terms.

Referred to Committee on Local Government.

And,

H. B. 258, a bill to be entitled an act to submit to the voters of Caswell County the question of whether the members of the Board of Education of Caswell County shall be elected for staggered four-year terms.

Referred to Committee on Education.

And,

H. B. 259, a bill to be entitled an act to amend Chapter 212 of the 1959 Session Laws relating to county elections on the question of levying taxes for industrial development purposes so as to make the same apply to Caswell County.

Referred to Committee on Finance.

And,

H. B. 260, a bill to be entitled an act relating to the compensation of the Register of Deeds while serving as ex-officio clerk to the County Board of Commissioners of Caswell County.

Referred to Committee on Salaries and Fees.

And,

H. B. 261, a bill to be entitled an act to authorize the Board of County Commissioners of Caswell County to fix the salaries of the Solicitor and Judge of the Recorder's Court of Caswell County.

Referred to Committee on Salaries and Fees.

And,

H. B. 262, a bill to be entitled an act to amend Chapter 365 of the Session Laws of 1951 relating to the fixing of compensation of the Tax Collector and Tax Supervisor of Caswell County.

Referred to Committee on Salaries and Fees.

By Representative Whitehurst:

H. B. 263, a bill to be entitled an act to permit earlier issuance of learners' permits to persons who complete a high school driver education course.



Referred to Committee on Roads and Highway Safety.

By Representatives Story, Osteen, and Simpson:

H. B. 264, a bill to be entitled an act to amend "The Revenue Act" by increasing the sales and use tax on automobiles and airplanes from one to two per cent without maximum and by imposing a sales and use tax of one per cent on mill machinery.

Referred to Committee on Finance.

By Representative West of Cherokee:

H. B. 265, a bill to be entitled an act relating to the compensation of certain officials, jurors, and witnesses in Cherokee County.

Referred to Committee on Salaries and Fees.

By Representative Belk:

H. B. 266, a bill to be entitled an act to amend Chapter 62 of the General Statutes relating to public utilities.

Referred to Committee on Public Utilities.

And,

H. B. 267, a bill to be entitled an act to amend General Statutes 40-2 so as to authorize the exercise of the right of eminent domain by public sewerage systems.

Referred to Committee on Public Utilities.

By Representative Riggs:

H. B. 268, a bill to be entitled an act to regulate and fix the fees of jurors in Onslow County.

Referred to Committee on Salaries, and Fees.

By Representative Choate:

H. B. 269, a bill to be entitled an act relating to the compensation of jurors in Alleghany County.

Referred to Committee on Salaries and Fees.

By Representative Coates:

H. B. 270, a bill to be entitled an act to amend General Statutes 47-43.2 relating to validation of recorded instruments where execution was proved by subscribing witness.

Referred to Committee on Judiciary No. 1.

By Representative Crawford:

H. B. 271, a bill to be entitled an act to amend General Statutes 20-185(h) to provide subsistence allowances for driver-license hearing officers.

Referred to Committee on Roads and Highway Safety.

By Representative Story:

H. B. 272, a bill to be entitled an act to validate the official acts of Elsie Foster, a Justice of the Peace in Wilkes County.

Referred to Committee on Justices of the Peace.

By Representatives Umstead and Spruill:

H. B. 273, a bill to be entitled an act to authorize the North Carolina Hospitals Board of Control to change the name of the Western Carolina Training School.

Referred to Committee on Mental Institutions.

By Representatives Gregory of Harnett, Hardy, Thomas, Wilson, and Lloyd:

H. B. 274, a bill to be entitled an act to provide subsistence allowances for certain officers of the General Assembly.

Referred to Committee on Appropriations.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills which are read the first time and disposed of as follows:

S. B. 82, a bill to be entitled an act to provide for staggered terms for Commissioners of the Town of Burgaw in Pender County.

Referred to Committee on Local Government.

S. B. 100, a bill to be entitled an act to provide for the consolidation of the Winston-Salem City Board of Education and the Forsyth County Board of Education.

Referred to Committee on Education.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 114, a bill to be entitled an act to ratify and validate the creation of the Town of Havelock and to confirm and validate the acts of the mayor and commissioners of said town.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green,

Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kennedy, Kerr, Kiser, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn,<sup>c</sup> Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Synder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—116.

Those voting in the negative are: None.

H. B. 135, a bill to be entitled an act in relation to the levy of taxes for the payment of the principal and interest of bonds of the Town of Banner Elk.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efrid, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hones, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kennedy, Kerr, Kiser, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Synder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—116.

Those voting in the negative are: None.

H. B. 41, a bill to be entitled an act to amend General Statutes 115-183 relating to the powers of the Board of Education in Mecklenburg County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 220, a bill to be entitled an act to appoint certain members of the Boards of Education of the respective counties of North Carolina and to fix their terms of office.

On motion of Representative Henley the committee amendments are adopted:

Representative Watkins offers an amendment which is adopted.



Representative Potts offers an amendment which is adopted.

Representative Henley offers an amendment which is adopted.

Representative Johnson offers an amendment which is adopted.

The Wake County Delegation offers an amendment which is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

S. B. 46, a bill to be entitled an act to amend General Statutes 60-9 and General Statutes 60-11 relating to extending corporate life of railroads.

Passes its second and third readings and is ordered enrolled.

#### ENROLLED BILLS

Representative Britt, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 119. An Act relating to the nomination and election of the Mayor and Commissioners of the City of Lumberton.

H. B. 38. An Act to amend General Statutes 136-69 relating to the establishment and laying out of cartways by making the Section applicable to public and private cemeteries.

H. B. 47. An Act to amend General Statutes 2-36 relating to fees of the Clerk of Superior Court of Robeson County for auditing annual and final accounts of receivers, executors, etc.

H. B. 109. An Act to authorize appropriations by the Board of Commissioners of New Hanover County for industrial development and other purposes.

H. B. 133. An Act relating to the compensation of certain officials in Graham County.

H. B. 134. An Act to amend Chapter 13 of the Session Laws of 1957 and to fix the compensation of the members of the Board of Commissioners of the City of Wilson.

H. B. 136. An Act relating to elective officials of the Town of Claremont in Catawba County.

H. B. 139. An Act to extend the planning and zoning powers of the Town of Zebulon and its governing body to the territory beyond and surrounding the corporate limits of the Town of Zebulon for a distance of one mile in all directions.

H. B. 156. An Act to rewrite Section 2 of Chapter 158 of the Private Laws of 1925 relating to election of Mayor of the Town of Ayden.

H. B. 97. An Act to amend Section 2 of Article 7 of Chapter 1372 of the 1955 Session Laws, the same being General Statutes 115-70, to provide

that in Edgecombe County District School Committees may consist of not less than three nor more than seven persons.

H. B. 105. An Act to amend Article 2, Chapter 106, of the General Statutes so as to define, govern and control the manufacture, sale, and distribution of substances known as "mulches" and "fortified mulches".

H. B. 121. An Act to change the style of the name of the Town of Graham in Alamance County to the City of Graham and to provide a consolidated and revised Charter therefor.

H. B. 145. An Act amending a portion of Section 1 of Chapter 34 of the 1953 Session Laws of North Carolina to provide change in ward boundary lines of the wards of the City of Gastonia.

H. B. 179. An Act to repeal Chapter 493 of the Session Laws of 1953 relating to the terms of office of members of the Board of Education of Washington County.

On motion of Representative Wilson, duly seconded, the House adjourns to meet tomorrow at 12 o'clock noon.

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## THIRTY-SEVENTH DAY

HOUSE OF REPRESENTATIVES  
Wednesday, March 22, 1961

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hunt.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Jones, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Hill, Gary Marvin Brady of Catawba County is made an honorary page of the House of Representatives.

On motion of Representative Palmer, Bill LeGrand, Clyde Stutts, Jr., Morris Hudson, and Rush Hamrick, III, of Cleveland County are made honorary pages of the House of Representatives.

On motion of Representative Whitehurst, the courtesies of the floor are extended the Honorable D. L. Ward, former member of the House of Representatives from Craven County.

On motion of Representative Davis of Lenoir, the courtesies of the floor are extended to Honorable F. L. Wallace, former member of the House of Representatives from Lenoir County.

On motion of Representative Kemp, the courtesies of the floor are extended the Honorable Thomas Turner, former member of the House from Guilford County.

#### ENGROSSED BILLS

Representative Thomas, for the Committee on Engrossed Bills, reports the following bills and resolutions have been carefully considered, found properly engrossed, and asks that they be sent to the Senate.

It is so ordered.

H. B. 220, a bill to be entitled an act to appoint certain members of the boards of education of the respective counties of North Carolina and to fix their terms of office.

#### REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Representative Jordon, for the Committee on Counties, Cities and Towns.

H. B. 249, a bill to be entitled an act to appoint a member of the Board of Water Commissioners of the City of Hendersonville.

With a favorable report.

S. B. 51, a bill to be entitled an act to exempt Warren County from the provisions of Chapter 1235 of the Session Laws of 1959 relating to plats and subdivisions and land surveys and recording of the same.

With a favorable report.

S. B. 58, a bill to be entitled an act to amend the Charter of the Town of Laurel Park, Henderson County, to permit the mayor and commissioners thereof to sell property belonging to the town at private sale.

With a favorable report.

S. B. 77, a bill to be entitled an act relating to elections in the Town of Pembroke in Robeson County.

With a favorable report.

By Representative Henley, for the Committee on Education.

H. B. 248, a bill to be entitled an act to provide for the election of the County Board of Education of Clay County.

With an unfavorable report.

H. B. 258, a bill to be entitled an act to submit to the voters of Caswell County the question of whether the members of the Board of Education of Caswell County shall be elected for staggered four-year terms.



With a favorable report.

S. B. 100, a bill to be entitled an act to provide for the consolidation of the Winston-Salem City Board of Education and the Forsyth County Board of Education.

With a favorable report.

By Representative Whitehurst, for the Committee on Insurance.

H. B. 69, a bill to be entitled an act to amend General Statutes 58-251.1 relating to the time limit on certain defenses to liability under accident and health insurance policies.

With a favorable report, as amended.

By Representative Harris of Wake, for the Committee on Local Government.

H. B. 205, a bill to be entitled an act to incorporate the Town of Boiling Spring Lakes in Brunswick County.

With a favorable report.

H. B. 240, a bill to be entitled an act relating to the discount allowable for the prepayment of taxes in Hoke County.

With a favorable report.

H. B. 241, a bill to be entitled an act to extend the authority of police officers of the Town of Rose Hill in Duplin County for a distance of one mile beyond the corporate limits.

With a favorable report.

H. B. 252, a bill to be entitled an act to repeal Chapter 294, Session Laws of 1953, which chapter amended Section 5, Chapter 316, Private Laws of 1903 relating to election of municipal officers in the Town of Wendell; to prescribe election procedure for municipal officers, and to eliminate primary elections for municipal officers in the Town of Wendell.

With a favorable report.

H. B. 257, a bill to be entitled an act to submit to the voters of Caswell County the question of whether the Board of Commissioners of Caswell County shall be elected for staggered four-year terms.

With a favorable report.

S. B. 73, a bill to be entitled an act to amend Chapter 368 of the Session Laws of 1957 relating to appropriations by the Board of Commissioners of Nash County industrial development and other purposes.

With a favorable report.

S. B. 82, a bill to be entitled an act to provide for staggered terms for Commissioners of the Town of Burgaw in Pender County.

With a favorable report.

By Representative Hicks, for the Committee on State Government.

H. B. 177, a bill to be entitled an act to establish "Heritage Square" and to create the Heritage Square Commission.

With a favorable report.

H. B. 178, a bill to be entitled an act to establish the State Capital Planning Commission.

With a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representative McMillan of Wake:

H. B. 275, a bill to be entitled an act to increase the excise tax on beer and wine.

Referred to Committee on Finance.

By Representative Calder:

H. B. 276, a bill to be entitled an act amending H. B. 49 of the 1961 Session, ratified March 14, 1961, and to be codified as Chapter 38 of the Session Laws of 1961, adopting Replacement Volumes 2B and 3A of the General Statutes.

Referred to Committee on Judiciary No. 1.

By Representative Murphy:

H. B. 277, a bill to be entitled an act to amend General Statutes 105-147 relating to income tax deductions.

Referred to Committee on Finance.

By Representative Martin:

H. B. 278, a bill to be entitled an act to amend General Statutes 153-48.5 relating to the powers and duties of the Board of Commissioners of Davie County.

Referred to Committee on Local Government.

By Representative Whitehurst:

H. B. 279, a bill to be entitled an act to amend General Statutes 20-279.21 defining motor vehicle liability insurance policy for financial responsibility purposes so as to include protection against uninsured motorists.

Referred to Committee on Insurance.

By Representative Cook:

H. B. 280, a bill to be entitled an act to permit the Town of Highlands in Macon County to lease certain realty for the purposes of establishing and maintaining a Botanical Garden.

Referred to Committee on Counties, Cities and Towns.

By Representative Jackson:

H. B. 281, a bill to be entitled an act to increase the criminal penalty for failure to dim motor vehicle headlights.

Referred to Committee on Roads and Highway Safety.

By Representative Frink:

H. B. 282, a bill to be entitled an act to authorize the Board of County Commissioners of Brunswick County to call a special election for the authorization of a resources development tax for Brunswick County and to create and fix the powers of a Resources Development Commission for Brunswick County.

Referred to Committee on Local Government.

By Representative Belk:

H. B. 283, a bill to be entitled an act to provide for terms of office of eight years for members of the Utilities Commission.

Referred to Committee on Public Utilities.

By Representative Garner:

H. B. 284, a bill to be entitled an act to exempt persons seventy years of age or over from the requirements of licenses as to hunting and fishing.

Referred to Committee on Wildlife Resources.

By Representative Coates:

H. B. 285, a bill to be entitled an act to amend the Charter of the Town of Selma, North Carolina, relating to the salaries of the Mayor and Board of Commissioners.

Referred to Committee on Salaries and Fees.

By Representative Phelps:

H. B. 286, a bill to be entitled an act to amend Chapter 146 of the Session Laws of 1959 for the purpose of fixing the fees for jurors and grand jurors in Washington County.

Referred to Committee on Salaries and Fees.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:



H. B. 101, a bill to be entitled an act to amend General Statutes 20-141 to increase the maximum lawful speed of vehicles engaged in towing, drawing or pushing small utility, farm and boat trailers.

Returned for concurrence.

On motion of Representative Wicker, consideration of the bill is postponed until tomorrow.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 183, a bill to be entitled an act relating to resigned or retired judges of the Superior Court.

Passes its second reading.

Representative Kiser objects to the third reading and the bill remains on the Calendar for its third reading.

H. B. 208, a bill to be entitled an act to amend General Statutes 15-25.1 so as to authorize the use of search warrants in connection with stimulant drugs.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 228, a bill to be entitled an act to amend Chapter 197 of the Public Laws of 1935, as amended, so as to provide a procedure for correction and relocation of historical markers prepared by the State Department of Archives and History.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 229, a bill to be entitled an act to rewrite General Statutes 55-22 (a) relating to loans and guaranties by a corporation.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 242, a bill to be entitled an act to amend the General Statutes so as to make married persons under twenty-one years of age competent as to certain transactions, and to validate certain transactions.

On motion of Representative Britt the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

S. B. 24, a bill to be entitled an act to validate deeds of conveyance and other instruments executed prior to December 31, 1960, notwithstanding the fact that the instrument was not adjudged correct and ordered registered by the clerk.

Passes its second and third readings and is ordered enrolled.

S. B. 31, a bill to be entitled an act to amend General Statutes 50-15 relating to alimony pendente lite.

Passes its second and third readings and is ordered enrolled.

S. B. 32, a bill to be entitled an act to amend General Statutes 14-120 so as to make unlawful the publishing or uttering of an instrument containing a forged endorsement.

On motion of Representative Crawford the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered returned to the Senate for concurrence on the House Amendment.

S. B. 35, a bill to be entitled an act to amend General Statutes 1-315, relating to property liable to sale under execution so as to enlarge the kinds of property subject to such sale.

Passes its second and third readings and is ordered enrolled.

S. B. 39, a bill to be entitled an act to remove the exemption of women and Sunday arrest from General Statutes 1-410 relating to arrest and bail.

Passes its second and third readings and is ordered enrolled.

S. B. 40, a bill to be entitled an act to amend and correct General Statutes 29-12 relating to escheats of estates of illegitimate persons dying intestate.

Passes its second and third readings and is ordered enrolled.

On motion of Representative Kerr, duly seconded, the House adjourns to meet tomorrow at 12 o'clock noon.

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## THIRTY-EIGHTH DAY

HOUSE OF REPRESENTATIVES

Thursday, March 23, 1961

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hunt.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Jones, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Wilson and pursuant to House Resolution heretofore adopted, the Honorable Ted C. Connell, Commander-in-Chief of the Veterans of Foreign Wars of the United States, comes to the dais escorted by Representatives Wilson, Delamar, Arledge and Ferrell and makes the following remarks:

"One of the experiences I have enjoyed most since being elected Commander-in-Chief of the Veterans of Foreign Wars has been the opportunity to appear before many groups and organizations in our great country. Not only do I consider it a high honor and privilege, but also an opportunity to tell the real story of the Veterans of Foreign Wars.

Naturally, being an organization composed of one million three hundred thousand overseas veterans, the V. F. W. is primarily interested in the rehabilitation of former comrades in arms. In addition to our own members, we do all we can to assist all veterans and see that they receive just compensation for disabilities incurred in service to their country—whether they belong to the V. F. W. or not—and to provide for the widow and orphans of all men who fought for America. To carry out this work we maintain legislative and rehabilitation offices in Washington and branch rehabilitation offices in all of the 50 States. These are at the service of all American veterans.

Because all of our members have served overseas, we know at first hand the horrors of war and want to do everything possible to attain a just peace. We realize that peace depends ultimately not on the United Nations, which we support—not on universal disarmament which we would like to see—nor wholly on the armed forces of the United States of America.

True peace depends on justice—and justice—is based on morality. We do not have peace in the world today because one of the most powerful nations on earth rejects all moral standards. It says the only morality is the yardstick of what advances the cause of world communist revolution.

Freedom is the hallmark of the American way of life—and the opposite of life under Communism. I mean freedom to do good by words and actions, not freedom to destroy what is good. That is the abuse and corruption of freedom which the Communists practice.

When I speak of freedom to do good, I think of the hundreds of thousands of community service projects carried out each year by V. F. W posts and auxiliaries. The projects include hundreds of different types of activities. They range from sponsorship of Boy Scout troops and the donation of equipment to hospitals, fire and police departments, to cooperation with churches and schools. One state recently raised \$400,000 for a cancer research institute.

On the national level just six weeks ago I was extremely proud when the National Council of Administration of the Veterans of Foreign Wars meeting in Washington, D. C., voted to actively support a University of the Americas.

In its early stages this university would be staffed by former instructors from the University of Havana. More than 75% of these instructors are now refugees from their own country and living in the United States. It is our hope that the first students at this proposed university will be from among the more than 60,000 Cuban refugees now in this country. I am confident that sooner or later the Cuban crisis will pass and then the University of the Americas could be devoted to instructing students from all of Latin America.



As this new project begins to take shape I feel certain that the Veterans of Foreign Wars will always be proud that it was the first organization to make a financial contribution to this worthy cause.

I would not be completely candid with you if I did not confess that, like many Americans, I am disturbed by the signs of weakened patriotism of significant numbers of our fellow citizens. Too many Americans don't bother to vote, too many Americans are willing to trade in hard won freedom and independence—our sovereignty for a world government or Atlantic Union. Too many are somewhat ashamed of proclaiming their love of country—because they may be referred to as “flag wavers.” Too many are fearful of protecting communist mass murder and enslavement abroad and its treasons here at home, lest they be referred to as “red baiters” or perhaps “Fascists”.

What is wrong with waving this country's flag—a thing which great and honorable men have done throughout history? Why should we be ashamed or afraid to speak up against communism, which would destroy everything that all decent people in every corner of the globe believe in?

Can you and I believe in freedom if we remain silent when freedom is destroyed?

I have been greatly disturbed in recent weeks by statements made by the British foreign minister. He had indicated that the United States and others in the free world should face up to the facts of international life and recognize Red China. This is one of the most disgusting statements of appeasement that I have read in a long time.

I say to you that in facing up to the international facts of life by recognizing Red China, we would be, in fact, facing up to international black-mail—yes, even international death. Red China has never yet lived up to an international agreement and I see no reason why we should believe that she will do so now. The Veterans of Foreign Wars doesn't like doing business with international gangsters and that is exactly what we will be doing if we fail to fight the admission of Red China into the United Nations.

We need a powerful Armed Forces to remain free. Yes, but that is not enough and will fail to keep us free if we ourselves, each and every one of us, are not wholly dedicated to our country and its ideals of freedom. In the final analysis, *our real security* lies not in our Armed Forces or our material might, but with ourselves, in our patriotism, in our love for our country and our unqualified devotion to what it stands for. The United States, more than any other nation or political organization on the face of the earth, is worthy of such devotion.

I urge all of you, and I urge all Americans to rededicate themselves to what the V. F. W. believes today is the most vital of all its objectives, the fostering of a renewed spirit of patriotism within our own people. Love of America is love of the highest and noblest ideals. It is our—and the whole world's best guarantee that peace and justice will be restored to the earth.”

On motion of Representative Whitehurst the rules are suspended in order that Brigadier General Frank C. Tharin, U. S. M. C., may extend an invitation to the House of Representatives.

Representative Whitehurst escorts General Tharin to the dais where he extends an invitation to the members and their guests, officers and staff of the General Assembly to come to Cherry Point on May 10, 1961.

Mr. Speaker Hunt puts the invitation to a vote and it is accepted.

On motion of Representative Leatherwood the courtesies of the floor are extended the Honorable C. R. Crawford, former member of the House of Representatives from Swain County.

On motion of Representative Felmet the courtesies of the floor are extended the Honorable Oral Yates, former member of the House of Representatives from Haywood County.

Mr. Speaker Hunt makes Brenda Gibbs of Guilford County an honorary pagette of the House of Representatives.

Mr. Speaker Hunt recognizes the Honorable Lytle Zuber, member of the Ohio State Legislature, and invites him to come to the Well of the House where he gives a few statistics about the Ohio Legislature.

#### COMMITTEE APPOINTMENT

Mr. Speaker Hunt adds Representative Harris of Wake to the Committee on Roads and Highway Safety.

#### ENGROSSED BILLS

Representative Thomas, for the Committee on Engrossed Bills, reports the following bill has been carefully considered, found properly engrossed, and asks that it be sent to the Senate.

It is so ordered.

H. B. 242, a bill to be entitled an act to amend the General Statutes so as to make married persons under twenty-one years of age competent as to certain transactions, and to validate certain transactions.

#### REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Representative Woodard, for the Committee on Agriculture.

H. B. 171, a bill to be entitled an act to amend General Statutes 106-408 relative to livestock market facilities and time of sales.

With a favorable report.

H. B. 221, a bill to be entitled an act to amend General Statutes 153-9 so as to authorize the County Commissioners of Martin County to assist financially the Soil Conservation Services.

With a favorable report.

On motion of Representative Woodard consideration of the bill is postponed until Monday night, March 27, 1961.

By Representative Taylor, for the Committee on Courts and Judicial Districts.

H. B. 117, a bill to be entitled an act to amend General Statutes 7-70 so as to delete the October civil term of Superior Court from the Currituck County schedule.

With a favorable report.

H. B. 158, a bill to be entitled an act to abolish trials by jury in criminal cases in the Municipal Recorder's Court in the City of Jacksonville and to provide for the return of warrants to said Court.

With a favorable report.

H. B. 199, a bill to be entitled an act to amend General Statutes 7-70 so as to add a one week civil non-jury term to the Superior Court schedule in Mecklenburg County.

With a favorable report.

H. B. 230, a bill to be entitled an act to amend Chapter 535 of the Session Laws of 1955 relating to the Recorder's Court of Harnett County.

With a favorable report.

S. B. 33, a bill to be entitled an act to amend General Statutes 1-86 so as to remove the limitation that only the presiding judge may order a venire from another county.

With a favorable report.

By Representative Arledge, for the Committee on Elections and Election Laws.

H. B. 138, a bill to be entitled an act amending General Statutes 105-283 relating to the appointment of county tax supervisor so as to provide for the election of a tax supervisor for Watauga County.

With an unfavorable report.

By Representative Wooten, for the Committee on Judiciary No. 1.

H. B. 276, a bill to be entitled an act amending H. B. 49 of the 1961 Session, ratified March 14, 1961, and to be codified as Chapter 38 of the Session Laws of 1961, adopting Replacement Volumes 2B and 3A of the General Statutes.

With a favorable report.



By Representative Crawford, for the Committee on Judiciary No. 2.

H. B. 200, a bill to be entitled an act to amend Chapter 386 of the Public Laws of 1909 and Chapter 413 of the Session Laws of 1957, relating to the civil jurisdiction of the Rowan County court and to the salaries of the trial justice and prosecuting attorney for said court.

With a favorable report.

H. B. 212, a bill to be entitled an act to amend Chapter 1235 of the Session Laws of 1959, relating to recording land surveys, so as to exempt Richmond County therefrom.

With a favorable report, as amended.

H. B. 216, a bill to be entitled an act to amend Article 17A of Chapter 7 of the General Statutes relating to warrants and receipts so as to include Burke County.

With a favorable report.

H. B. 225, a bill to be entitled an act to amend General Statutes 15-41 relating to when an officer may arrest without warrant.

With an unfavorable report.

By Representative Gregory, for the Committee on Salaries and Fees.

H. B. 217, a bill to be entitled an act to fix the compensation of the Chairman and members of the Board of Education of Halifax County.

With a favorable report.

H. B. 218, a bill to be entitled an act to fix the compensation of the jurors in Halifax County.

With a favorable report.

H. B. 256, a bill to be entitled an act fixing the salaries and expense allowance of certain officials and employees in Brunswick County.

With a favorable report.

H. B. 260, a bill to be entitled an act relating to the compensation of the Register of Deeds while serving as ex-officio clerk to the County Board of Commissioners of Caswell County.

With a favorable report.

H. B. 261, a bill to be entitled an act to authorize the Board of County Commissioners of Caswell County to fix the salaries of the Solicitor and Judge of the Recorder's Court of Caswell County.

With a favorable report.

H. B. 262, a bill to be entitled an act to amend Chapter 365 of the Session Laws of 1951 relating to the fixing of compensation of the Tax Collector and Tax Supervisor of Caswell County.

With a favorable report.

H. B. 265, a bill to be entitled an act relating to the compensation of certain officials, jurors and witnesses in Cherokee County.

With a favorable report.

H. B. 268, a bill to be entitled an act to regulate and fix the fees of jurors in Onslow County.

With a favorable report.

H. B. 269, a bill to be entitled an act relating to the compensation of jurors in Alleghany County.

With a favorable report.

H. B. 285, a bill to be entitled an act to amend the Charter of the Town of Selma, North Carolina, relating to the salaries of the Mayor and Board of Commissioners.

With a favorable report.

H. B. 286, a bill to be entitled an act to amend Chapter 146 of the Session Laws of 1959 for the purpose of fixing the fees for jurors and grand jurors in Washington County.

With a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representatives Kemp, Spruill and Woodard of Wilson:

H. R. 287, a joint resolution expressing sympathy upon the death of Kemp Battle Ewing.

On motion of Representative Kemp the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representative Slagle:

H. R. 288, a joint resolution expressing regret and sympathy upon the death of Jeter C. Burleson, former member of the General Assembly from Mitchell County.

A JOINT RESOLUTION EXPRESSING REGRET AND SYMPATHY  
UPON THE DEATH OF JETER C. BURLESON, FORMER MEM-  
BER OF THE GENERAL ASSEMBLY FROM MITCHELL COUN-  
TY.

WHEREAS, the General Assembly of North Carolina, to the deeply felt sorrow of each member, has received news of the death of the Honorable Jeter C. Burleson, a former member of the North Carolina House of Representatives; and

WHEREAS, Jeter C. Burleson was born in Bakersville, North Carolina, on July 17, 1899, the son of William Anderson and Hester Ledford Burleson; married Miss Atta Rankin; attended Appalachian State Teachers College; served as Clerk of the Superior Court of Mitchell County from 1922 to 1930; served in Special Session of the General Assembly in 1936 and regular sessions in 1937, 1939, 1943, 1947, 1951, 1955, 1957, 1959, and Special Session of 1956. Mr. Burleson was a member of the Bakersville Men's Club, a Mason, and a Baptist; and

WHEREAS, Jeter C. Burleson, throughout his long and fruitful life was of great and lasting service to the people of his community and his State; and

WHEREAS, each member of the General Assembly deeply and sincerely feels that, in the passing of Jeter C. Burleson, there has been a great and irreparable loss, not merely for the family of Jeter C. Burleson, but to the people of the State of North Carolina: NOW, THEREFORE,

Be it resolved by the House of Representatives, the Senate concurring:

Section 1. The General Assembly of North Carolina hereby expresses its sincere sorrow and sympathy to the family of Jeter C. Burleson.

Section 2. A copy of this Resolution shall be spread upon the minutes of the House and Senate, and a copy shall be sent to the family of Jeter C. Burleson and to the Chairman of the Board of County Commissioners of Mitchell County.

Section 3. This Resolution shall be in full force upon its adoption.

On motion of Representative Slagle, seconded by Representatives Umstead, Kerr and Spruill, the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representatives Kemp and Hines:

H. B. 289, a bill to be entitled an act to amend General Statutes 105-144 relating to the determination of gain or loss for income tax purposes.

Referred to Committee on Finance.

By Representative Jordan:

H. B. 290, a bill to be entitled an act to amend Article 6, Chapter 15, of the General Statutes relating to arrests.

Referred to Committee on Judiciary No. 1.



By Representative Godwin:

H. B. 291, a bill to be entitled an act to amend General Statutes 7-70 relating to the terms of Superior Court to be held in Gates and Hyde Counties.

Referred to Committee on Courts and Judicial Districts.

By Representative Delamar:

H. B. 292, a bill to be entitled an act relating to mosquito control in Pamlico County.

Referred to Committee on Judiciary No. 1.

And,

H. B. 293, a bill to be entitled an act to authorize the Board of Commissioners of Pamlico County to levy certain special taxes and to limit the rates of tax to amounts necessary to finance certain special purposes.

Referred to Committee on Finance.

And,

H. B. 294, a bill to be entitled an act to increase the membership of the Board of Education of Pamlico County to seven members.

On motion of Representative Delamar the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representative Murphy:

H. B. 295, a bill to be entitled an act to amend General Statutes 143-355 relating to investigation and approval of applications for the use of waters for irrigation purposes.

Referred to Committee on Water Resources and Control.

By Representatives Reid, Braswell and Everett:

H. B. 296, a bill to be entitled an act to amend General Statutes 46-22 to provide for jury trials in partition proceedings.

Referred to Committee on Judiciary No. 1.

By Representatives Story, Osteen, Simpson, Garner, Randall, Isaac, Harding, Slagle, Fletcher, West of Cherokee, West of Clay, and Coffey:

H. B. 297, a bill to be entitled an act to amend "The Revenue Act", being Article 4 of Chapter 18 of the General Statutes, by adding an additional tax of three per cent on the sales of spirituous liquors, by increasing the surtax on beer by one-half cent on each bottle of six to twelve

ounces and by increasing by ten per cent the present rate of excise taxes on wine.

Referred to Committee on Finance.

By Representatives High and Henley:

H. B. 298, a bill to be entitled an act to amend H. B. 67, enacted by the 1961 Session of the General Assembly of North Carolina, to be designated Chapter 8, Session Laws of 1961, which act relates to the Charter of the City of Fayetteville and the conduct of elections in the City of Fayetteville by the Cumberland County Board of Elections.

Referred to Committee on Judiciary No. 2.

By Representative Williamson:

H. B. 299, a bill to be entitled an act appointing members of the Whiteville City School Administrative Unit and fixing their terms of office.

Referred to Committee on Education.

And,

H. B. 300, a bill to be entitled an act appointing members of the Board of Education of Columbus County and fixing their terms of office.

Referred to Committee on Education.

By Representatives Story, Simpson, West of Cherokee, Whitley and Randall:

H. B. 301, a bill to be entitled an act to amend "The Revenue Act" by removing the exemption of sales to the State and political subdivisions from the sales and use tax.

Referred to Committee on Finance.

By Representative Belk:

H. B. 302, a bill to be entitled an act to amend General Statutes 33-42.1 relating to the requirement that guardians exhibit securities and bank statements to the Clerk of Superior Court.

Referred to Committee on Judiciary No. 1.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

H. B. 180, a bill to be entitled an act to authorize the qualified voters of the City of Sanford to determine whether or not wine and beer may be legally sold and Alcoholic Beverage Control Stores operated in said City.

Returned for concurrence in Senate amendment.

On motion of Representative Wicker the House concurs in the Senate amendment and the bill is ordered enrolled.

S. R. 128, a joint resolution requesting the United States Government to refrain from the use of any of the lands in Hyde County as a possible bomb range site.

On motion of Representative Lupton the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 100, a bill to be entitled an act to provide for the consolidation of the Winston-Salem City Board of Education and the Forsyth County Board of Education.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efrid, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Hamrick, Harding, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—115.

Those voting in the negative are: None.

H. B. 240, a bill to be entitled an act relating to the discount allowable for the prepayment of taxes in Hoke County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 241, a bill to be entitled an act to extend the authority of police officers of the Town of Rose Hill in Duplin County for a distance of one mile beyond the corporate limits.



Passes its second and third readings and is ordered sent to the Senate.

H. B. 249, a bill to be entitled an act to appoint a member of the Board of Water Commissioners of the City of Hendersonville.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 252, a bill to be entitled an act to repeal Chapter 294, Session Laws of 1953, which Chapter amended Section 5, Chapter 316, Private Laws of 1903 relating to election of municipal officers in the Town of Wendell; to prescribe election procedure for municipal officers, and to eliminate primary elections for municipal officers in the Town of Wendell.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 257, a bill to be entitled an act to submit to the voters of Caswell County the question of whether the Board of Commissioners of Caswell County shall be elected for staggered four-year terms.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 258, a bill to be entitled an act to submit to the voters of Caswell County the question of whether the members of the Board of Education of Caswell County shall be elected for staggered four year terms.

Passes its second and third readings and is ordered sent to the Senate.

S. B. 51, a bill to be entitled an act to exempt Warren County from the provisions of Chapter 1235 of the Session Laws of 1959 relating to plats and subdivisions and land surveys and recording of the same.

Representatives Newman and Harding offer an amendment which is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate for concurrence in House amendment.

S. B. 58, a bill to be entitled an act to amend the Charter of the Town of Laurel Park, Henderson County, to permit the mayor and commissioners thereof to sell property belonging to the town at private sale.

Passes its second and third readings and is ordered enrolled.

S. B. 73, a bill to be entitled an act to amend Chapter 368 of the Session Laws of 1957 relating to appropriations by the Board of Commissioners of Nash County for industrial development and other purposes.

Passes its second and third readings and is ordered enrolled.

S. B. 77, a bill to be entitled an act relating to elections in the Town of Pembroke in Robeson County.

Passes its second and third readings and is ordered enrolled.

S. B. 82, a bill to be entitled an act to provide for staggered terms for Commissioners of the Town of Burgaw in Pender County.

Passes its second and third readings and is ordered enrolled.

H. B. 101, a bill to be entitled an act to amend General Statutes 20-141 to increase the maximum lawful speed of vehicles engaged in towing, drawing, or pushing small utility, farm and boat trailers.

On motion of Representative Sermons the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 183, a bill to be entitled an act relating to resigned or retired judges of the Superior Court.

Representative Belk offers an amendment which is adopted.

Passes its third reading, as amended, and is ordered engrossed and sent to the Senate.

H. B. 69, a bill to be entitled an act to amend General Statutes 58-251.1 relating to the time limit on certain defenses to liability under accident and health insurance policies.

On motion of Representative Whitehurst the committee amendments are adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 177, a bill to be entitled an act to establish "Heritage Square" and to create the Heritage Square Commission.

On motion of Representative Hicks consideration of the bill is postponed until Tuesday, March 28, 1961.

H. B. 178, a bill to be entitled an act to establish the State Capital Planning Commission.

On motion of Representative Hicks consideration of the bill is postponed until Tuesday, March 28, 1961.

#### ENROLLED BILLS

Representative Britt, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 50. A Joint Resolution providing for the appointment of a commission for the purpose of making a study of the manner in which members of the boards of education of county and city administrative school units are selected and to make its report and recommendations to the 1963 Session of the General Assembly.

S. B. 24. An Act to validate deeds of conveyance and other instruments executed prior to December 31, 1960, notwithstanding the fact that the instrument was not adjudged correct and ordered registered by the clerk.

S. B. 31. An Act to amend General Statutes 50-15 relating to alimony pendente lite.

S. B. 35. An Act to amend General Statutes 1-315, relating to property liable to sale under execution so as to enlarge the kinds of property subject to such sale.

S. B. 39. An Act to remove the exemption of women and Sunday arrest from General Statutes 1-410 relating to arrest and bail.

S. B. 40. An Act to amend and correct General Statutes 29-12 relating to escheats of estates of illegitimate persons dying intestate.

S. B. 46. An Act to amend General Statutes 60-9 and General Statutes 60-11 relating to extending corporate life of railroads.

H. B. 58. An Act to amend Chapter 316 of the Session Laws of 1947 taxing and regulating professional bondsmen in Robeson County.

H. B. 85. An Act to change the style of the name of the Town of Mount Holly in Gaston County to the City of Mount Holly and to provide a consolidated and revised charter therefor.

H. B. 86. An Act to revise and reorganize the Charter of the Town of Chapel Hill.

H. B. 102. An Act authorizing the Board of County Commissioners of Pasquotank County to convey Albemarle Hospital property to the College of the Albemarle.

H. B. 154. An Act to amend General Statutes 14-107 relating to worthless checks in Pender County.

H. B. 161. An Act to amend Chapter 156 of the Private Laws of 1929, as amended by Chapter 35 of the Private Laws of 1931, relating to the regulation of boxing and wrestling exhibitions in Buncombe County.

H. B. 176. An Act to authorize policemen and other law enforcement officers of the Town of Murfreesboro to make arrests and serve criminal process at any place in Hertford County within a radius of two miles distance from the corporate limits of said town.

H. B. 188. An Act to revise, reorganize and rewrite the Charter of the City of Kinston.

H. B. 189. An Act to validate the official acts of Luther D. Moore, a Justice of the Peace in Greenville Township, Pitt County.

On motion of Representative Vogler, seconded by Representatives Jones and Spruill, the House adjourns in memory of the following: Honorable Jeter Burleson of Mitchell County, Honorable P. T. McNeil of Ashe County, former members of the House of Representatives, and Mr. Kemp Battle Ewing of Wake County, former employee of the House of Representatives, and will meet tomorrow at 10 o'clock A. M.



**THIRTY-NINTH DAY**

HOUSE OF REPRESENTATIVES

Friday, March 24, 1961.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hunt.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Hardy, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

Leave of absence is granted Representative Godwin for next week, March 27 through 31, 1961.

**ENGROSSED BILLS**

Representative Thomas, for the Committee on Engrossed Bills, reports the following bills have been carefully considered, found properly engrossed, and asks that they be sent to the Senate.

It is so ordered.

H. B. 69, a bill to be entitled an act to amend General Statutes 58-251.1 relating to the time limit on certain defenses to liability under accident and health insurance policies.

H. B. 183, a bill to be entitled an act relating to resigned or retired Judges of the Superior Court.

**INTRODUCTION OF BILLS AND RESOLUTIONS**

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representative Hargett:

H. B. 303, a bill to be entitled an act to amend various Sections of the General Statutes to change the title of the County Superintendent of Public Welfare to that of County Director of Public Welfare.

Referred to Committee on Public Welfare.

By Representative Pickard:

H. B. 304, a bill to be entitled an act prohibiting loitering and littering in and around the Alamance County Courthouse.

Referred to Committee on Judiciary No. 2.

By Representative Felmet:

H. B. 305, a bill to be entitled an act to authorize the Board of County Commissioners of Haywood County to govern and regulate the removal

and disposal of trash, garbage, etc., and to contract with municipal corporations relating to the removal and disposal of trash, garbage, etc.

Referred to Committee on Local Government.

By Representative Satterfield:

H. B. 306, a bill to be entitled an act to amend General Statutes 153-5 so as to provide for a seven-member Board of County Commissioners in Person County who shall be elected by districts.

Referred to Committee on Counties, Cities and Towns.

By Representative Hines:

H. B. 307, a bill to be entitled an act to amend General Statutes 163-175 relating to the marking of election law ballots.

Referred to Committee on Elections and Election Laws.

By Representative McLaughlin:

H. B. 308, a bill to be entitled an act to amend General Statutes 20-185 relating to certain benefit allowance to inspectors and weigh station operators employed by the Department of Motor Vehicles.

Referred to Committee on Roads and Highway Safety.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills which are read the first time and disposed of as follows:

S. B. 12, a bill to be entitled an act to amend certain Sections of the General Statutes to provide for the disbursement of the annual appropriation for aid to the medically indigent by the State Board of Public Welfare rather than by the North Carolina Medical Care Commission.

Referred to Committee on Public Welfare.

S. B. 103, a bill to be entitled an act to authorize the Halifax County Board of Education to convey certain property to the Halifax County Board of Commissioners.

Referred to Committee on Local Government.

S. B. 109, a bill to be entitled an act to authorize and empower the Chief of Police of the Town of Fuquay Springs to accept affidavits and bonds.

Referred to Committee on Counties, Cities and Towns.

S. B. 113, a bill to be entitled an act to authorize the Board of County Commissioners of Stanly County to make appropriations for industrial development purposes and to create and fix the powers of an Industrial Development Commission for Stanly County.

Referred to Committee on Counties, Cities and Towns.

## CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 100, a bill to be entitled an act to provide for the consolidation of the Winston-Salem City Board of Education and the Forsyth County Board of Education.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Representatives Arledge, Barbee, Belk, Bell, Blue, Boger, Britt, Byrum, Calder, Choate, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Drummond, Eagles, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Gregory of Halifax, Gregory of Harnett, Hamrick, Harding, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Newman, Nicholson, Osteen, Owens, Palmer, Phelps, Pickard, Potts, Quinn, Randall, Reid, Riggs, Satterfield, Sermons, Simpson, Slagle, Snyder, Spruill, Story, Taylor, Thomas, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, and Woodard of Wilson—97.

Those voting in the negative are: None.

H. B. 205, a bill to be entitled an act to incorporate the Town of Boiling Spring Lakes in Brunswick County.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Arledge, Barbee, Belk, Bell, Blue, Boger, Britt, Byrum, Calder, Choate, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Drummond, Eagles, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Gregory of Halifax, Gregory of Harnett, Hamrick, Harding, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Newman, Nicholson, Osteen, Owens, Palmer, Phelps, Pickard, Potts, Quinn, Randall, Reid, Riggs, Satterfield, Sermons, Simpson, Slagle, Snyder, Spruill, Story, Taylor, Thomas, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, and Woodard of Wilson—97.

Those voting in the negative are: None.



H. B. 117, a bill to be entitled an act to amend General Statutes 7-70 so as to delete the October civil term of Superior Court from the Currituck County schedule.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 158, a bill to be entitled an act to abolish trials by jury in criminal cases in the Municipal Recorder's Court in the City of Jacksonville and to provide for the return of warrants to said court.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 199, a bill to be entitled an act to amend General Statutes 7-70 so as to add a one-week civil non-jury term to the Superior Court schedule in Mecklenburg County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 200, a bill to be entitled an act to amend Chapter 386 of the Public Laws of 1909 and Chapter 413 of the Session Laws of 1957, relating to the civil jurisdiction of the Rowan County Court and to the salaries of the trial justice and prosecuting attorney for said court.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 212, a bill to be entitled an act to amend Chapter 1235 of the Session Laws of 1959, relating to recording land surveys, so as to exempt Richmond County therefrom.

On motion of Representative Nicholson the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 216, a bill to be entitled an act to amend Article 17A of Chapter 7 of the General Statutes relating to warrants and receipts so as to include Burke County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 217, a bill to be entitled an act to fix the compensation of the Chairman and members of the Board of Education of Halifax County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 218, a bill to be entitled an act to fix the compensation of the jurors in Halifax County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 230, a bill to be entitled an act to amend Chapter 535 of the Session Laws of 1955 relating to the Recorder's Court of Harnett County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 256, a bill to be entitled an act fixing the salaries and expense allowances of certain officials and employees in Brunswick County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 260, a bill to be entitled an act relating to the compensation of the Register of Deeds while serving as ex-officio clerk to the County Board of Commissioners of Caswell County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 261, a bill to be entitled an act to authorize the Board of County Commissioners of Caswell County to fix the salaries of the Solicitor and Judge of the Recorder's Court of Caswell County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 262, a bill to be entitled an act to amend Chapter 365 of the Session Laws of 1951 relating to the fixing of compensation of the Tax Collector and Tax Supervisor of Caswell County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 265, a bill to be entitled an act relating to the compensation of certain officials, jurors, and witnesses in Cherokee County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 268, a bill to be entitled an act to regulate and fix the fees of jurors in Onslow County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 269, a bill to be entitled an act relating to the compensation of jurors in Alleghany County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 285, a bill to be entitled an act to amend the Charter of the Town of Selma, North Carolina, relating to the salaries of the Mayor and Board of Commissioners.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 286, a bill to be entitled an act to amend Chapter 146 of the Session Laws of 1959 for the purpose of fixing the fees for jurors and grand jurors in Washington County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 171, a bill to be entitled an act to amend General Statutes 106-408 relative to livestock market facilities and time of sales.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 276, a bill to be entitled an act amending House Bill 49 of the 1961 Session, ratified March 14, 1961, and to be codified as Chapter 38 of the Session Laws of 1961, adopting Replacement Volumes 2B and 3A of the General Statutes.

Passes its second and third readings and is ordered sent to the Senate.

S. B. 33, a bill to be entitled an act to amend General Statutes 1-86 so as to remove the limitation that only the presiding judge may order a venire from another county.

Passes its second and third readings and is ordered enrolled.

#### ENROLLED BILLS

Representative Britt, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. R. 128. A Joint Resolution requesting the United States Government to refrain from the use of any of the lands in Hyde County as a possible bomb range site.

S. B. 32. An Act to amend General Statutes 14-120 so as to make unlawful the publishing or uttering of an instrument containing a forged endorsement.

S. B. 58. An Act to amend the Charter of the Town of Laurel Park, Henderson County, to permit the Mayor and Commissioners thereof to sell property belonging to the town at private sale.

S. B. 73. An Act to amend Chapter 368 of the Session Laws of 1957 relating to appropriations by the Board of Commissioners of Nash County for industrial development and other purposes.

S. B. 77. An Act relating to elections in the Town of Pembroke in Robeson County.

S. B. 82. An Act to provide for staggered terms for Commissioners of the Town of Burgaw in Pender County.

H. B. 101. An Act to amend General Statutes 20-141 to increase the maximum lawful speed of vehicles engaged in towing, drawing, or pushing small utility farm and boat trailers.

H. B. 150. An Act to repeal Chapter 1140 of the Session Laws of 1959 relating to partisan primary elections in Polk County.

H. B. 159. An Act to amend General Statutes 153-5 to increase the members of the Board of County Commissioners of Wilkes County.

H. B. 163. An Act to amend Chapter 1006 of the 1959 Session Laws relating to zoning ordinances to exclude the County of Vance.

H. B. 164. An Act to amend Chapter 1204 of the 1959 Session Laws relating to zoning authorization of municipalities so as to make the same apply to Vance County.

H. B. 165. An Act relating to the election and term of office of the Mayor and members of the Board of Aldermen of the City of Henderson.

H. B. 180. An Act to authorize the qualified voters of the City of Sanford to determine whether or not wine and beer may be legally sold and Alcoholic Beverage Control Stores operated in said city.



H. B. 190. An Act to fix the terms of office of the Mayor and Commissioners of the Town of Nashville in Nash County.

H. B. 191. An Act to repeal Chapter 819, Session Laws of 1947, relating to primary elections in the Town of Nashville in Nash County and to prescribe in lieu thereof a filing procedure.

H. B. 192.<sup>5</sup> An Act to amend Section 153-48.5 of the General Statutes relating to county officials and employees so as to include Transylvania County.

H. B. 203. An Act relating to elections of officers of the Town of Brookford in Catawba County.

On motion of Representative Umstead, duly seconded, the House adjourns to meet tomorrow at 10 o'clock A. M.

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## FORTIETH DAY

HOUSE OF REPRESENTATIVES  
Saturday, March 25, 1961

The House meets pursuant to adjournment and is called to order by Representative McMillan of Wake, appointed by Mr. Speaker Hunt as Speaker Pro Tempore.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Wooten, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stand approved as written.

On motion of Representative Wooten the House adjourns to meet Monday night at 8 o'clock P. M.

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## FORTY-FIRST DAY

HOUSE OF REPRESENTATIVES  
Monday Night, March 27, 1961

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hunt.

The following prayer is offered by the Reverend Alphonso Jordan, House Chaplain:

Our Father, we come to Thee in these moments of bereavement when we remember that Thou in Thy great wisdom has seen fit to take our be-

loved friend, Dr. Phelps, from us. Wilt Thou forgive us if we have heavy hearts? Forgive us if we shed tears, for we remember that he was such a friend and we loved him so. But our Father, may we take comfort when we think of him. . . How from a child he knew the scriptures that were able to bring him to salvation. We thank Thee that he put his trust in the Savior and in his Lord, and tonight may we take comfort because we know that he has a home somewhere beyond the blue sky . . . a home somewhere beyond the twinkling stars. We thank Thee, our Father, for the testimony that he left behind him. That he fought a good fight . . . that he finished his course. We thank Thee for the people to whom he ministered. Many are rejoicing tonight because they have good health because of his ministry. Now, dear Father, we pray Thee that Thou wilt bless his family, bless Mrs. Phelps and the two boys. May they, too, put their trust in his Savior, and may they realize that He's their Savior, too. Wilt Thou put Thy arms around them and bind up the broken hearts. Whisper peace and comfort to their broken hearts and lead them on . . . and may they remember that he's in a better world tonight. And then, our Father, we pray Thee that we may turn to Thy Word and find comfort, for Thou hast told us "Let not your heart be troubled. Ye believe in God, believe also in Me. In my Father's House are many mansions. If it were not so, I would have told you. I go to prepare a place for you, and if I go to prepare a place, I'll come again and receive you unto Myself, that where I am, there you may be also," And then, our Father, as we look at these words of comfort and as we look towards this Home to which we all shall be summoned someday, wilt Thou show us the way. Now let the way appear . . . steps unto Heaven. All that Thou sendest me in mercy given. Angels to beckon me nearer, my God, to Thee. Nearer my God to Thee. Nearer to Thee . . . in His name we pray. Amen.

Representative Jones, for the Committee on the Journal, reports that the Journal of Saturday has been examined, found correct, and without objection the same stands approved as written.

#### INTRODUCTION OF RESOLUTION

The following resolution is introduced, read the first time, and disposed of as follows:

By Representatives Quinn, Cohoon, Spruill, Hunt, Kemp, Johnson, Murphy, Wilson, Woodard of Northampton, Hill, Coates, Satterfield, Britt, McMillan of Robeson, Riggs, Vaughn, Jordan, Brooks, Leatherwood, Frink, Lane, Lloyd, Wall, Eagles, Pickard, Hicks, Efird, Kiser, Womble, Ferrell, Hargett, Wood, Davis of Rowan, Martin, Crawford, Newman, Everett, Barbee, Wallace, Watkins, McFadyen, Lupton, Davis of Lenoir, Rodenbough, Hawfield, Hamrick, Umstead, Garner, Jackson, Greenwood, Belk, Blue, Kerr, McMillan of Wake, Calder, Andrews, Woodard of Wilson, Boger, Courtney, Henley, Speed, Hines, Owens, McLaughlin, Byrum, and Fearing:

H. R. 309, a joint resolution honoring the memory of Doctor John Mahlon Phelps, former member of the House of Representatives from Washington County.

A JOINT RESOLUTION HONORING THE MEMORY OF DOCTOR  
JOHN MAHLON PHELPS, FORMER MEMBER OF THE HOUSE  
OF REPRESENTATIVES FROM WASHINGTON COUNTY.

WHEREAS, on the 26th day of March, 1961, Dr. John Mahlon Phelps died unexpectedly at his home in Creswell, North Carolina, thus ending a life of distinguished service to the eastern counties of North Carolina and to the State of North Carolina as a whole: and

WHEREAS, John Mahlon Phelps, a democrat and a Representative from Washington County in 1955, 1957, 1959, and the 1961 Sessions of the General Assembly, was born in Plymouth, North Carolina, August 8, 1906. Dr. Phelps attended Creswell High School, Virginia Episcopal School, Lynchburg, Virginia, and was graduated from Wake Forest College in 1928. While at Wake Forest College, he was an outstanding football and baseball player. He received his medical education at Jefferson Medical College and his M. D. degree in 1932: and

WHEREAS, Dr. Phelps served as a Captain in the Medical Corps from 1942 to 1944, and was also active in Church and civic affairs: NOW, THEREFORE, Be it resolved by the House of Representatives, the Senate concurring:

Section 1. In the death of Dr. John Mahlon Phelps, the State of North Carolina has lost a distinguished and devoted public servant and this General Assembly pauses and gives honor to his character and achievements as a former member of the House of Representatives and as a great surgeon.

Sec. 2. A copy of this resolution shall be spread upon the minutes of the House of Representatives and a copy shall be sent to the family of Dr. Phelps.

Sec. 3. This resolution shall become effective upon its adoption.

On motion of Representative Quinn the rules are suspended and the resolution is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

Mr. Speaker Hunt announces that no business will be conducted during this evening Session.

Mr. Speaker Hunt recognizes the following members who pay tribute to Dr. Phelps:

The Representative from Bertie, Mr. Spruill:

Mr. Speaker, and ladies and gentlemen of the House. Mr. Speaker, my neighbors and friends, ladies and gentlemen of this House. Yesterday morning when I walked out on my porch and picked up my paper and saw the handsome face of my friend and colleague, a member of this House . . . the first thought that entered my mind, as I didn't have my glasses on, was



that the Governor had appointed him road commissioner of my district. But after getting in and sitting down and beginning to read, I saw that he had passed on to the Great Beyond. And we are gathered here tonight to pay our last respects to a man who was a member of this House for three sessions. Nature formed but one, and broke the die in the molding. The whole world is always looking for a man who loves every other man better than he does a dollar. Thank God there are such men. And out of the agony, and sickness and poverty and distress in Washington County, we found such a man. Dr. Phelps made the great county of Washington what it is. His heart throbbed with love and sympathy to the very end. He loved his people . . . he was one of them. He was no better . . . and no worse . . . just wiser. I can't compare Dr. Phelps with Caesar, Napoleon or Washington. I cannot place him at the side of Webster, Clay or Calhoun. I do not measure him with Chatham or Gladstone. He was not a philosopher like Franklin. He was not an orator like Bryan, but placed in any company of English or American statesmen, he would have taken high rank. He had not the wisdom and virtue of a Macon. He was not like Graham, a model of dignity and learning. He had not the superb speech and grand passion of Mangum. He did not have the logic of Gregg, but in all endowments, qualities, faculties, and attainments that make up the real statesman, he was the equal of either. No man among the living or the dead has ever so possessed or held the hearts of the people of Washington County. In their confidence, their affection, their devotion and their gratitude, he stood unapproachable . . . without a peer. When he spoke to them they listened to him with faith, admiration, rapture and joy. His name was ever upon their lips. His pictures were in almost every household in his county. Their children by hundreds bear his beloved name. His words of kindness and wisdom were repeated by every tongue in his entire county. What Tell was to Switzerland, what Bruce was to Scotland, what William of Orange was to Holland, and I would almost say what Moses was to Israel, Doc Phelps was to Washington County, and we here tonight are all saddened at the passing of this great man. And there will be many of us who go down to see him put in his last resting place. I knew his grandfather and his father and the entire family. They were neighbors and friends of mine. In fact, his granddaddy Walker was one of the most outstanding men in that part of the county, and a handsomer man I've never seen than his distinguished father. And his mother and his sisters and all of his family . . . we extend to them tonight our sincere heart full of kindness and sympathy for those people. I thank you.

The Representative from Iredell, Mr. McLaughlin:

Mr. Speaker, and ladies and gentlemen from the House of Representatives, I share your sadness with you on this sad occasion. Our dear friend and colleague, Doctor Phelps, he moved among us quietly and in his unobtrusive manner and way, but he was always loyal to his fellow man, he was always working to the best interests of his county, he was a loyal Representative of Washington County. He reflected great credit upon the great political party of his faith. He rendered great service to the people of North Carolina. But I know the people of Washington County and the many people there that he administered unto who were sick and ailing mourn with us on this occasion. His charity, his kindness and his love for

all of his fellow men, I know goes with him to the Great Beyond. He was a great lover of Wake Forest College . . . a great athlete . . . which happens to be the school which I attended. We loved Dr. Phelps at Wake Forest. We shall never forget his exploits on the athletic fields there, and most of all, we will never forget him for his fine service to his county, to the General Assembly, and to the great State of North Carolina. Thank you, Mr. Speaker.

The Representative from Orange, Mr. Umstead:

Mr. Speaker, ladies and gentlemen of the Assembly. Nothing I can say will add to what has so aptly been said by the gentleman from Iredell and the gentleman from Bertie. But I'd just like to say this. Down through the years I've served with many people, and in my book, North Carolina has lost a great legislator, and the County of Washington has lost its No. 1 citizen. Wake Forest College has lost a devoted alumnus, and we, as members of this General Assembly, have lost a very dear friend.

The Representative from Warren, Mr. Kerr:

Mr. Speaker, fellow members of the House. Within less than two months we have had brought to our attention the truism that "in the midst of life we are in death." Just before he had reached the noontide of manhood, our beloved friend fell upon that sleep which kisses his eyelids closed. I knew Dr. Phelps well and intimately. I never heard him criticize anyone. I never heard him say an unkind word about anyone. There have flowed, Mr. Speaker, throughout the veins of his nature an abundance of the milk of human kindness. I never saw him meet anyone, except with a smile upon his face. And when I took leave of him last Friday, little did I think I would see him no more here. Now I realize "in the midst of life, we are in death." I shall not elucidate upon the value of this man's services to his county and his state. They have been aptly described by men who have preceded me and are far better equipped and more able to describe them. He was indeed, Mr. Speaker, and fellow members, the great physician. He walked in the footsteps of his Maker. He bore in his heart nothing but love for his fellow man. If all those to whom he extended some act of loving kindness could tonight place a blossom upon his bier, he would sleep under a wilderness of flowers. There was . . . there is . . . no nobler, manlier man than Dr. Phelps. We know that of him which was physical tonight sleeps in the tongueless silence of the dreamless dusk with yesterday's seven thousand years. But we also know, Mr. Speaker, that that part of him which belongs to his Maker, his soul, dwells tonight and eternally, happily, with his Maker in the tents of Israel. Thank you.

The Representative from Northampton, Mr. Woodard:

Mr. Speaker and ladies and gentlemen of this House. We come here this evening to pay tribute to a great person. I have known "Phoebe", (or "Doc" to us) for the past 35 years. We were students together at Wake Forest College many years ago. He was a great athlete. He played football well. He played baseball. I was student manager of the baseball team at Wake Forest College when Dr. Phelps was playing. He played the game hard . . . he played the game well, and he played it clean. This is the game



he has always played since I've known him. He also was a very humble physician in the practice of medicine in his home county. The county of Washington lost an outstanding citizen, and the State a very devoted servant. He was an outstanding North Carolinian and I cannot, at this time, explain to this House the love and admiration I had for Doc. Thank you.

The Representative from Buncombe, Mr. Jordan:

Mr. Speaker, members of the House. Someone has said, and I think most aptly so, that the uncertainties of life outweigh and outnumber the certainties of our existence, and in this particular instance as affects myself, I think it is brought aptly home. On last Friday, in a conversation with Dr. Phelps, he asked me if I knew a certain individual in my town with whom he had played football many years ago at Wake Forest College, and I said "Why of course, Doctor, I've known him all my life." So he gave me a message to take back. I made it a point last Saturday to contact this individual who was an outstanding football performer at Wake Forest College and later was a football coach of considerable prominence in the State of North Carolina, and I delivered the message from Dr. Phelps and I received one to bring back and deliver to him. Yesterday morning I realized that the uncertainties of life have prevailed over the certainties. I never knew Dr. Phelps until I came to this General Assembly, or may I say when he came, because he came first in 1955, and I came in '53. Coming from the far end of the State, I soon recognized his many admirable qualities. And then I began to inquire from those in his neighborhood and who have known him intimately, and the composite picture I received was painted from the same brush. He was a kindly man, unassuming, loyal to his friends, to his constituents. But above all, I was told, that he epitomized to the highest degree the ethics of a medical practitioner. . . And that he was one of the outstanding surgeons in the State of North Carolina. And I know, Mr. Speaker and members of this House, that tonight he looks down upon us and says "Carry on."

The Representative from Brunswick, Mr. Frink:

Mr. Speaker, ladies and gentlemen of the General Assembly. I didn't know I was going to be called upon to say anything, but I can say that my heart is full of sorrow. In 1959 I first knew Dr. Phelps when I was a member of the Senate across the hall. I had occasions to discuss with him matters pertaining to the best interests of eastern North Carolina. There he made a few promises to me. Those promises he fulfilled at all times. I learned to love him and know him, and his word was always law and gospel, as far as I was concerned. He sat next to me—one seat between—tonight that seat is vacant. My heart is full. There's not much I can say, except God bless him and love him.

The Representative from Lenoir, Dr. Davis:

Mr. Speaker, and ladies and gentlemen of the House, I'm twice saddened tonight. Saddened because of the loss of my contemporary in the Legislature, and because of the loss in the great profession of medicine. When I first came here as a freshman and found Dr. Phelps was here, I immediately found a sustaining friend, and a great warmth and friendliness and ability.



It has been less than ten days when I had an opportunity to meet his wife, his son and his daughter-in-law, and to share for a few minutes the intimacy and warmth of that family circle. He was indeed proud of his family. He loved his family . . . and he had great hopes for his family. He told me this standing downstairs in the rotunda of this great building, that he indeed was a man whose life was filled with the joys of many blessings. I do not believe that Dr. Phelps was ready to go, but I do not believe that he was afraid to go. I think he had lived a life that prepared him to go . . . a life of service to humans who suffered . . . a life of service to humans who hope. He gave people hope. I wish to take this opportunity to extend to his wife and her children the deepest sympathy of this great Body. I talked to them this afternoon about three o'clock and they were the most poised, composed people to whom I've ever talked. They, too, were suffering a great loss, but they were counting the blessings which they had shared.

The Representative from Craven, Mr. Whitehurst:

Mr. Speaker, and ladies and gentlemen of the House. I have had the privilege of serving with Dr. Phelps ever since he has been a member of the Legislature. I wonder how many of us have ever stopped to think about Dr. Phelps' very close personal friends. He didn't pick them only from the East, or from the Piedmont, or from the West, but from all over North Carolina. Only this morning when I learned of his untimely death, I ran into a very fine gentleman from my home county of Craven, a superintendent of schools, who spoke so very highly of Dr. Phelps. He knew him at Wake Forest College. He called him "Jack". I don't think I've ever heard Dr. Phelps, who I called "Phoebie", called "Jack" before . . . but he said he knew him at Wake Forest College as Jack Phelps . . . that he was a fine man then, he had followed him throughout his life, his legislative career . . . and he was saddened, as we are tonight, at his death. I will say this, Mr. Speaker, there have been very many fine things said—and we here in this Body, as we proceed with the work of this Session of the Legislature—if something of Dr. Phelps, of his ability and his nature, his kindness, will rub off on us, I think we will do a better job . . . we will make less enemies . . . we will lose our tempers probably never . . . we will vote our own honest convictions . . . and we will go home feeling we have done a good job. "Phoebie" Phelps was a grand man, a fine servant of North Carolina and I extend to his family my deepest sympathy, and the sympathy, I am sure, for this entire Body. Thank you, Mr. Speaker.

The Representative from Scotland, Mr. Kiser:

Mr. Speaker, fellow members of this House of Representatives—I served three years in the General Assembly when Dr. Phelps arrived here some three years ago. He didn't make an immediate impression upon me . . . he didn't seek to go about trying to let everybody know he had arrived on the scene. But in his calm and serene manner he penetrated deeply into my thinking of how a gentleman ought to behave himself. Those of you who have served with him, even during this short time, have learned to know that he was a man of depth and of understanding and of conscientious convictions. He wasn't ever, on any occasion, a person who pushed himself to the front with the idea of helping John Phelps. He was concerned about

humanity in its entirety. The very fact that as a youth, he embarked upon a program of humanitarian service while at Wake Forest College is an indication that he chose to serve humanity and to bring about relief to suffering humanity. To spend all those years in medical school, and then to go out day and night on any occasion—to render human service is the highest recommendation of the character of a man. It is said that when Jesus walked the face of this earth, that He went about, doing good. When you and I pass on to the Great Beyond, and when our epitaph has been written, if it says we loved mankind and served Him, we shall not be wanting, in the eyes of the Master. It is for you and me and for all of us who knew the impact of his personality and the fineness of his spirit to take courage, that we, too, may take on some of those qualities which the Master implanted into the heart and the being of our friend who is not with us tonight. So let us take courage from the life that we have observed. Let us go forward to do those things which we saw in him which so exemplify the life of the Master whom he served. Thank you.

The Representative from Mecklenburg, Mr. Vogler:

Mr. Speaker, ladies and gentlemen of the House—There have been fine things said about our friend, Dr. John Phelps. Every one of the things that have been said have been warranted. Dr. Phelps warranted every one. I was with him when he served his first term. He was drawn just a little closer to me like he has been to the people in Washington County, and as my grandson lay sick in my hotel room and my wife and I were afraid because his temperature had gone up to 105. Dr. Phelps came up and sat with him until he got better, and he was one of our pages who just left Friday. Dr. Phelps was a friend to us, he was a friend to man, and the State and County of Washington have lost a great man . . . and he always radiated friendship whenever he was with any of us.

The Representative from Dare, Mr. Fearing:

Mr. Speaker, ladies and gentlemen of the House, visitors—The first time I saw Dr. Phelps, to know him, was at the dedication of the Umstead Memorial Bridge in Dare County, and at that time Highway Patrolman Sergeant Logan Lane was stricken with a heart attack, and I always remember the tender care that he gave Sergeant Lane, and the competence of his profession as he administered to him. Today when I came through Columbia and Creswell the silence that prevailed was very stunning. When we stopped over in Columbia and went in the funeral home, there was an old gentleman coming out, a very old man walking with a cane. He had his head bowed and when I met him at the door he was talking to himself, more or less, but he looked up at me and he said, "He was a fine man, he was a good man." And passing through those two towns of Columbia and Creswell, where Dr. Phelps was so well known, it was very apparent that every one in that area felt the same way about him. The State of North Carolina has lost a very fine citizen. Our Eastern section of North Carolina has lost a fine citizen. His family will certainly have some comfort in the fine heritage that he's leaving to them.

The Representative from Lincoln, Mr. Leatherman:

Mr. Speaker, members of the House—I speak as a freshman to this Body,



and I believe that I speak for all the freshmen here. I believe that we freshmen have been here long enough to create a lasting friendship, and at the same time I believe that we have been here long enough to mourn the loss of a friend. I think back to yesterday as I sat in my home church, I heard our pastor say that each second, each minute, each hour, each day, brings us closer to the day of departure. I look back tonight, and think back of yesterday, when I heard those words, and as I look back to the seat formerly occupied by our friend, I find those seconds, those minutes, those hours, those days, have a greater meaning. I believe that Dr. Phelps lived every second, because he was truly a leader in this Body. From the information that I have gathered I believe that he was a leader in his profession. We freshmen will certainly join with you all in the morning of the loss of this friend that we've made in this Body.

The Representative from Nash, Mr. Barbee:

Mr. Speaker, ladies and gentlemen of the House—I have served with Dr. Phelps for just a few short weeks, but as another member said I have known him for a little over thirty-five years. When I was just a young boy, and Dr. Phelps, or “Phoebie” Phelps, was at Wake Forest College, playing on the baseball team, he used to come to my home town and play in something like Class C or Class D baseball in the summer time. And, I was just a little boy around the baseball park, and running up foul balls and bringing them back, he was a catcher on the team, and I would say that he was probably one of my first heroes. I didn't see Dr. Phelps for many years after that, but when I got ready to come back to Raleigh, to sit in the House of Representatives, all of his old cronies in Spring Hope told me to be sure and find Dr. Phelps when I got up here. Amazingly, and remarkably enough, when I got here, I found out that Dr. Phelps was rooming just across the hall from me on the ninth floor of the Sir Walter Hotel, and from the minute that I first shook hands with him he has been a real friend, and a counselor, in the few short weeks that we have been here and I have been happy to report back to his old friends at home almost every week that I've been back, and report from them back to him messages that have been passed back and forth. I think that one of the most appropriate things that I've heard about “Phoebie” Phelps, or Dr. Phelps, is the quote in the News and Observer, from our own Speaker, Joe Hunt, when he said that when Dr. Phelps told you something you could depend on it. Thank you.

Mr. Speaker Hunt appoints the following to represent the House of Representatives at Dr. Phelps' funeral: Representatives Quinn, Cohoon, McPherson, Spruill, Ferrell, Lane, Griggs, Fearing, Lupton, Byrum, Sermons, Peel, McLaughlin, Wilson, Henley, Davis of Lenoir, Woodard of Northampton, and Davis of Rowan.

On motion of Representative Barbee, duly seconded, the House adjourns in memory of the Honorable Dr. John M. Phelps to meet again tomorrow at 11:30 A. M.



**FORTY-SECOND DAY****HOUSE OF REPRESENTATIVES**

Tuesday, March 28, 1961

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hunt.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Jones, for the Committee on the Journal, reports that the Journal for Monday night has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Hill, William Claud Bovender of Catawba County is made an honorary page of the House of Representatives.

On motion of Representative Murphy, the rules are suspended in order that the Honorable Bill Hibler, member of the Missouri State Legislature, might come to the Dais. Mr. Hibler brought greetings from the Missouri Legislature. He was accompanied to North Carolina by many Missouri citizens among whom was the Commissioner of Agriculture.

**ENGROSSED BILLS**

Representative Thomas, for the Committee on Engrossed Bills, reports the following bill has been carefully considered, found properly engrossed, and asks that it be sent to the Senate.

It is so ordered.

H. B. 212, a bill to be entitled an act to amend Chapter 1235 of the Session Laws of 1959, relating to recording land surveys, so as to exempt Richmond County therefrom.

**REPORT OF COMMITTEES**

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Representative Wooten, for the Committee on Judiciary No. 1.

H. B. 71, a bill to be entitled an act to prohibit a voluntary nonsuit after a case is submitted to the jury.

With an unfavorable report.

H. B. 270, a bill to be entitled an act to amend General Statutes 47-43.2 relating to validation of recorded instruments where execution was proved by subscribing witness.

With a favorable report, as amended.

H. B. 290, a bill to be entitled an act to amend Article 6, Chapter 15 of the General Statutes relating to arrests.

With a favorable report.

By Representative Crawford, for the Committee on Judiciary No. 2.

H. B. 55, a bill to be entitled an act to amend the General Statutes of North Carolina by adding thereto Chapter 31A, entitled "Acts Barring Property Rights".

With a favorable report.

On motion of Representative Wooten the bill is recommitted to Committee on Judiciary No. 1.

H. B. 255, a bill to be entitled an act to prohibit any person from obtaining or attempting to obtain goods, property or services by false or fraudulent use of credit cards or other false and fraudulent means and to prescribe penalties therefor.

With a favorable report.

By Representative Womble, for the Committee on Library.

H. B. 206, a bill to be entitled an act to authorize the County of Wake to establish and operate a County Library and to authorize the establishment of library branches within incorporated cities of Wake County.

With a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representatives Belk, Hill, Wicker, Woodard of Wilson, Wood, Murphy, Johnson, Lloyd, Jones, Hines, Quinn, Bell, Speed, Britt, Satterfield, Leatherman, Barbee, Byrum, Boger, Woodard of Northampton, Hicks, Vogler, Whitehurst, Peel, Eagles, Vaughn, Rodenbough, Hawfield, Fearing, McLaughlin, McMillan of Robeson, Drummond, Davis of Rowan, Newman, Ferrell, Green and Calder:

H. R. 310, a joint resolution memorailizing the President and Congress of the United States to take immediate action to establish quotas by country and by category on textile imports.

On motion of Representative Belk the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representatives Story, Randall, Osteen, Simpson, Slagle, Coffey, Cook, Isaac, West of Clay, Snyder, Whitley and Garner:

H. B. 311, a bill to be entitled an act to amend and supplement "The Revenue Act", being Subchapter I of Chapter 105 of the General Statutes, by imposing a license tax on dealers in certain tobacco products.

Referred to Committee on Finance.

By Representative Womble:

H. B. 312, a bill to be entitled an act to amend Article 5 of Subchapter I of Chapter 105 of the General Statutes so as to increase the retail sales and use tax from three per cent to four per cent subject to the present exemptions and exceptions.

Referred to Committee on Finance.

By Representative Coates:

H. B. 313, a bill to be entitled an act to appropriate funds for the development of Bentonville Battleground State Historic Site.

Referred to Committee on Appropriations.

By Representative Hardy:

H. B. 314, a bill to be entitled an act to authorize the Board of County Commissioners of Greene County to fix the compensation for the Chairman and other members of the Board.

Referred to Committee on Salaries and Fees.

And,

H. B. 315, a bill to be entitled an act to regulate and fix the salaries of elective and other officers of Greene County and to authorize the payment of the law enforcement funds of the ABC Board into the County General Fund of Greene County.

Referred to Committee on Salaries and Fees.

By Representative Harris of Wake:

H. B. 316, a bill to be entitled an act to provide for the removal of fiduciaries who cannot be found.

Referred to Committee on Judiciary No. 1.

And,

H. B. 317, a bill to be entitled an act to prevent payment of commissions to personal representatives guilty of misconduct or default.

Referred to Committee on Judiciary No. 1.

And,

H. B. 318, a bill to be entitled an act increasing the year's allowance of widows and minor children.

Referred to Committee on Judiciary No. 1.



And,

H. B. 319, a bill to be entitled an act providing for service of petition or complaint upon each defendant in a contested special proceeding.

Referred to Committee on Judiciary No. 1.

By Representative Thornburg:

H. B. 320, a bill to be entitled an act to amend the General Statutes so as to provide that county funds may be deposited in building or savings and loan companies in Jackson County.

Referred to Committee on Counties, Cities and Towns.

By Representatives High and Harriss of Rowan:

H. B. 321, a bill to be entitled an act to amend the Motor Vehicle Safety and Financial Responsibility Act of 1953 and to assure the availability of insurance protecting against financially irresponsible motorists.

Referred to Committee on Insurance.

By Representatives Vogler, Kennedy, Belk and Hicks:

H. B. 322, a bill to be entitled an act providing for the regulation of the subdivision of land in Mecklenburg County.

Referred to Committee on Counties, Cities and Towns.

By Representative Pickard:

H. B. 323, a bill to be entitled an act to permit the General County Court of Alamance County to hold court in the auditorium of the Alamance County Agriculture Building.

Referred to Committee on Judiciary No. 2.

By Representatives Fletcher and Cook:

H. B. 324, a bill to be entitled an act to amend and supplement "The Revenue Act", being Subchapter I of Chapter 105 of the General Statutes, by adding thereto a new article imposing a soft drinks license tax.

Referred to Committee on Finance.

By Representative Snyder:

H. B. 325, a bill to be entitled an act relating to the election and terms of office of the mayor and members of the Board of Commissioners of the Town of Denton in Davidson County.

Referred to Committee on Counties, Cities and Towns.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

H. B. 33, a bill to be entitled an act relating to filling vacancies on the Whiteville City Board of Education.

Returned for concurrence.

On motion of Representative Williamson the House concurs in the Senate amendment and the bill is ordered enrolled.

S. B. 45, a bill to be entitled an act to amend Section 22 of Article 2 of Chapter 90 of the General Statutes of North Carolina and to designate terms of office and manner of election of members of the North Carolina State Board of Dental Examiners and to prescribe their qualifications.

Referred to Committee on Judiciary No. 1.

S. B. 72, a bill to be entitled an act amending General Statutes 48-2(3) relating to the definition of abandonment for adoption purposes.

Referred to Committee on Judiciary No. 1.

S. B. 54, a bill to be entitled an act to amend Section 9.35½, Article 2, Chapter 153 of the General Statutes of North Carolina relating to the promotion of soil conservation work, so as to make it apply to Guilford County.

Referred to Committee on Agriculture.

S. B. 101, a bill to be entitled an act to place Halifax County under the general law relating to penalties and discounts for nonpayment and payment of taxes.

Referred to Committee on Counties, Cities, and Towns.

S. B. 102, a bill to be entitled an act to authorize the Board of County Commissioners of Halifax County to levy taxes for the payment of salaries and office expenses for the County Accountant, Farm and Home Demonstration Agents and County Veteran Service Officer.

Referred to Committee on Salaries and Fees.

S. B. 106, a bill to be entitled an act to establish the U. S. S. North Carolina Battleship Commission, to define the duties and responsibilities of the said Commission and to implement the establishment of the Battleship U. S. S. North Carolina as a memorial and exhibit.

Referred to Committee on Conservation and Development.

S. B. 110, a bill to be entitled an act to fix salaries of officials and employees of Henderson County for the two year period beginning July 1, 1961.

Referred to Committee on Salaries and Fees.

S. B. 115, a bill to be entitled an act to amend Chapter 400 of the Private Laws of North Carolina, Session of 1913, containing the legislative charter of The Moses H. Cone Memorial Hospital.

Referred to Committee on Judiciary No. 1.

S. B. 117, a bill to be entitled an act to repeal Chapter 294, Session Laws of 1953, which Chapter amended Section 5, Chapter 316, Private Laws of 1903 relating to election of municipal officers in the Town of Wendell; to prescribe election procedure for municipal officers, and to eliminate primary elections for municipal officers in the Town of Wendell.

Referred to Committee on Counties, Cities and Towns.

S. B. 120, a bill to be entitled an act to increase the membership of the Henderson County Board of Education.

Referred to Committee on Education.

S. B. 121, a bill to be entitled an act to amend General Statutes 160-227.1 authorizing the Town of Raeford to regulate the platting and recording of subdivisions of land and requiring the appointment of additional members to the Raeford Planning Board prior to exercising such authority.

Referred to Committee on Counties, Cities and Towns.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 205, a bill to be entitled an act to incorporate the Town of Boiling Spring Lakes in Brunswick County.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Calder, Choate, Coates, Cook, Courtney, Crawford, Delamar, Dolley, Drummond, Eagles, Efrd, Everett, Felmet, Fletcher, Frink, Galifianakis, Garner, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kerr, Kiser, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Pickard, Potts, Ramsey, Randall, Reid, Rodenbough, Satterfield, Simpson, Slagle, Snyder, Speed, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Watkins, West of Cherokee, West of Clay, Whitehurst, Wicker, Williamson, Wood, Woodard of Wilson, Wooten, and Zollicoffer—95.

Those voting in the negative are: None.

H. B. 221, a bill to be entitled an act to amend General Statutes 153-9 so as to authorize the County Commissioners of Martin County to assist financially the Soil Conservation Services.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 177, a bill to be entitled an act to establish "Heritage Square" and to create the Heritage Square Commission.



On motion of Representative Hicks consideration of the bill is postponed until Thursday, March 30, 1961.

H. B. 178, a bill to be entitled an act to establish the State Capital Planning Commission.

On motion of Representative Hicks consideration of the bill is postponed until Thursday, March 30, 1961.

#### ENROLLED BILLS

Representative Britt, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 287. A Joint Resolution expressing sympathy upon the death of Kemp Battle Ewing.

H. R. 288. A Joint Resolution expressing regret and sympathy upon the death of Jeter C. Burleson, former member of the General Assembly from Mitchell County.

S. B. 33. An Act to amend General Statutes 1-86 so as to remove the limitation that only the residing judge may order a venire from another county.

S. B. 51. An Act to exempt Warren County from the provisions of Chapter 1235 of the Session Laws of 1959 relating to plats and subdivisions and land surveys and recording of the same.

S. B. 100. An Act to provide for the consolidation of the Winston-Salem City Board of Education and the Forsyth County Board of Education.

H. B. 3. An Act to amend General Statutes 9-4, as the same appears in the 1959 Cumulative Supplement of Volume 1B of the General Statutes, pertaining to modification as to drawing jury panels in the various counties, enabling Wayne County to increase the number of scrolls drawn at various terms of court.

H. B. 32. An Act relating to filling vacancies on the Columbus County Board of Education.

H. B. 57. An Act to make the statute of limitations on judgments rendered by a justice of the peace ten years.

H. B. 100. An Act to amend General Statutes 115-18 relating to the county boards of education so as to fix the number of the members of the Person County Board of Education.

H. B. 127. An Act to amend Chapter 235 of the 1959 Session Laws relative to members of the County Board of Education of Swain County.

H. B. 174. An Act to authorize the School Board of the Franklinton City Schools in Franklin County to transfer surplus from Capital Outlay Fund to current expense fund for fiscal 1959-1960.

H. B. 166. An Act to revise the Burlington City Charter.

H. B. 196. An Act to provide for the nomination of members of the Board of Education of Person County by districts in a non-partisan election.

H. B. 198. An Act to amend Chapter 641 of the Session Laws of 1949, relating to the Charter of the City of Monroe, to extend the corporate limits of said City.

H. R. 309.<sup>5</sup> A Joint Resolution honoring the memory of Doctor John Mahlon Phelps, former member of the House of Representatives from Washington County.

H. B. 128. An Act to authorize the Board of County Commissioners of Mitchell County to cancel and abate certain interest and penalties on delinquent taxes in Mitchell County.

H. B. 130. An Act to amend Chapter 311 of the Public-Local Laws of 1941 to allow Commissioners of Rutherford County to set compensation in the manner provided by the General Statutes for attorneys employed for the collection of delinquent taxes.

H. B. 131. An Act to amend Chapter 70 of the Session Laws of 1959 relating to the compensation of the members of the Board of County Commissioners of Rutherford County.

H. B. 132. An Act to repeal Chapter 124, Session Laws of 1947, relating to jurors' fees.

H. B. 151. An Act authorizing the Board of Commissioners of Pender County to fix the fees to be charged by the Clerk of Superior Court of said County.

H. B. 152. An Act authorizing the Board of Commissioners of Pender County to fix the fees to be charged by the Sheriff of said County.

H. B. 153. An Act authorizing the Board of Commissioners of Pender County to fix the fees to be charged by the Register of Deeds of said County.

H. B. 155. An Act to fix the compensation of the Chairman and members of the Board of County Commissioners of Johnston County.

H. B. 184. An Act relating to the fees of the Register of Deeds in Hertford County.

On motion of Representative Efird, duly seconded, the House adjourns and will meet tomorrow at 12 o'clock Noon.

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## FORTY-THIRD DAY

HOUSE OF REPRESENTATIVES  
Wednesday, March 29, 1961.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hunt.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Jones, for the Committee on the Journal, reports the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Hicks, Peter Pickens of Mecklenburg County is made an honorary page of the House of Representatives.

On motion of Representative Kemp the courtesies of the floor are extended the Honorable Frank Snepp, a former member of the House of Representatives from Mecklenburg County.

#### REPORT OF COMMITTEES

Bills and resolutions are reported from the standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Representative Jordan, for the Committee on Counties, Cities and Towns.

H. B. 280, a bill to be entitled an act to permit the Town of Highlands in Macon County to lease certain realty for the purposes of establishing and maintaining a botanical garden.

With a favorable report.

H. B. 306, a bill to be entitled an act to amend General Statutes 153-5 so as to provide for a seven-member Board of County Commissioners in Person County who shall be elected by districts.

With a favorable report.

H. B. 322, a bill to be entitled an act providing for the regulation of the subdivision of land in Mecklenburg County.

With a favorable report.

S. B. 101, a bill to be entitled an act to place Halifax County under the general law relating to penalties and discounts for non-payment and payment of taxes.

With a favorable report.

S. B. 109, a bill to be entitled an act to authorize and empower the Chief of Police of the Town of Fuquay Springs to accept affidavits and bonds.

With a favorable report.

S. B. 113, a bill to be entitled an act to authorize the Board of County Commissioners of Stanly County to make appropriations for industrial development purposes and to create and fix the powers of an Industrial Development Commission for Stanly County.

With a favorable report.



S. B. 117, a bill to be entitled an act to repeal Chapter 294, Session Laws of 1953, which chapter amended Section 5, Chapter 316, Private Laws of 1903, relating to election of municipal officers in the Town of Wendell; to prescribe election procedure for municipal officers, and to eliminate primary elections for municipal officers in the Town of Wendell.

With a favorable report.

On motion of Representative Harris of Wake the rules are suspended and the bill is placed on its immediate passage.

The bill passes its second and third readings and is ordered enrolled.

By Representative Harris of Wake, for the Committee on Local Government.

H. B. 282, a bill to be entitled an act to authorize the Board of County Commissioners of Brunswick County to call a special election for the authorization of a resources development tax for Brunswick County and to create and fix the powers of a Resources Development Commission for Brunswick County.

With a favorable report.

By Representative Hargett, for the Committee on Public Welfare.

H. B. 303, a bill to be entitled an act to amend various sections of the General Statutes to change the title of the County Superintendent of Public Welfare to that of County Director of Public Welfare.

With a favorable report.

S. B. 12, a bill to be entitled an act to amend certain sections of the General Statutes to provide for the disbursement of the annual appropriation for aid to the medically indigent by the State Board of Public Welfare rather than by the North Carolina Medical Care Commission.

With a favorable report.

S. B. 62, a bill to be entitled an act to amend various sections of the General Statutes of North Carolina relating to the name of the State Board of Public Welfare.

With a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representative Lloyd:

H. B. 326, a bill to be entitled an act to amend the definition of conviction for purposes of the driver's license law.

Referred to Committee on Roads and Highway Safety.

By Representatives Henley, High, Riggs, and Braswell:

H. B. 327, a bill to be entitled an act to amend General Statutes 20-16(a) to vest authority in the Department of Motor Vehicles to suspend operator or chauffeur's licenses for convictions in federal courts and upon suspension or revocation of military driving privileges.

Referred to Committee on Judiciary No. 2.

By Representative Fearing:

H. B. 328, a bill to be entitled an act to require a permit authorizing construction of buildings and improvements in Dare County.

Referred to Committee on Counties, Cities and Towns.

By Representative Jones:

H. B. 329, a bill to be entitled an act authorizing the Ashe County Board of Education to convey to the Trustees of the Nella Community Club the Graham School property no longer needed for school purposes.

Referred to Committee on Local Government.

By Representative Slagle:

H. B. 330, a bill to be entitled an act fixing the salary of the County Accountant and the Assistant to the County Accountant of Mitchell County.

Referred to Committee on Salaries and Fees.

By Representative Cohoon:

H. B. 331, a bill to be entitled an act to extend the jurisdiction of police officers to one mile beyond the city limits of the Town of Columbia.

Referred to Committee on Counties, Cities and Towns.

And,

H. B. 332, a bill to be entitled an act to amend Chapter 212, 1959 Session Laws, relating to authorization of counties to call elections on the question of levying taxes for industrial development purposes, making the same apply to Tyrrell County as modified.

Referred to Committee on Finance.

By Representative Felmet:

H. B. 333, a bill to be entitled an act to authorize the governing body of the Town of Waynesville to establish a retirement or pension fund for employees.

Referred to Committee on Local Government.

By Representative Thornburg:

H. B. 334, a bill to be entitled an act to authorize the Board of County Commissioners of Jackson County to place certain surplus funds into a special fund to be used for welfare and other purposes.

Referred to Committee on Counties, Cities and Towns.

By Representatives Davis of Lenoir and Rodenbough:

H. R. 335, a joint resolution commending the members of the commission to study the cause and control of cancer in North Carolina together with the North Carolina Division of the American Cancer Society, the Medical Society of North Carolina and the State Board of Health, and providing for the continuance of this commission during the next biennium.

Referred to Committee on Appropriations.

By Representative Whitehurst:

H. B. 336, a bill to be entitled an act to amend General Statutes 113-152 to permit licensed bow nets to be used by persons other than the licensee.

Referred to Committee on Wildlife Resources.

By Representatives Kemp and Hines:

H. B. 337, a bill to be entitled an act to amend Chapter 32 of the Private Laws of 1895, the same being the Charter of the Town of Guilford College in Guilford County, North Carolina so as to change the corporate limits of the Town of Guilford College.

Referred to Committee on Local Government.

By Representative Umstead:

H. B. 338, a bill to be entitled an act to amend Chapter 315, Private Laws of 1911, as amended by Chapter 97, Private Laws, Extra Session 1913, relating to the Charter of the Town of Carrboro.

Referred to Committee on Local Government.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

H. B. 220, a bill to be entitled an act to appoint certain members of the boards of education of the respective counties of North Carolina and to fix their terms of office.

Returned for concurrence.

Placed on Calendar for consideration on Thursday, March 30, 1961.

S. B. 133, a bill to be entitled an act to amend Chapter 380 of the Private Laws of North Carolina, Session 1915, as amended, changing and adding to certain ward lines of the City of Sanford.

Referred to Committee on Local Government.

S. B. 147, a bill to be entitled an act authorizing the Board of Commissioners of the City of Roanoke Rapids to call an election upon the



question of adopting a city manager form of government for the City of Roanoke Rapids.

Referred to Committee on Local Government.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 206, a bill to be entitled an act to authorize the County of Wake to establish and operate a county library and to authorize the establishment of library branches within incorporated cities of Wake County.

Representatives Womble, McMillan of Wake, and Harris of Wake offers an amendment which is adopted. The amendment being material, the bill remains on the Calendar for its second reading roll call.

H. B. 255, a bill to be entitled an act to prohibit any person from obtaining or attempting to obtain goods, property, or services by false or fraudulent use of credit cards or other false and fraudulent means and to prescribe penalties therefor.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 270, a bill to be entitled an act to amend General Statutes 47-43.2 relating to validation of recorded instruments where execution was proved by subscribing witness.

On motion of Representative Coates the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 290, a bill to be entitled an act to amend Article 6, Chapter 15, of the General Statutes relating to arrests.

On motion of Representative Jordan consideration of the bill is postponed until Tuesday, April 4, 1961.

#### REPORT OF COMMITTEE

The following bill is reported from standing committee, read by its title, together with the report accompanying it, and takes its place on the Calendar, as follows:

By Representative Harris of Wake, for the Committee on Local Government.

S. B. 147, a bill to be entitled an act authorizing the Board of Commissioners of the City of Roanoke Rapids to call an election upon the question of adopting a City Manager form of Government for the City of Roanoke Rapids.

With a favorable report.

On motion of Representative Harris of Wake the rules are suspended and the bill is placed on its immediate passage.

The bill passes its second and third readings and is ordered enrolled.

#### ENROLLED BILLS

Representative Britt, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 310. A Joint Resolution memorializing the President and Congress of the United States to take immediate action to establish quotas by country and by category on textile imports.

H. B. 33. An Act relating to filling vacancies on the Whiteville City Board of Education.

On motion of Representative McMillan of Robeson, duly seconded, the House adjourns to meet tomorrow at 12 o'clock Noon.

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## FORTY-FOURTH DAY

HOUSE OF REPRESENTATIVES

Thursday, March 30, 1961.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hunt.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Jones, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Drummond, Martha Susan Wood and John Walden Wood, daughter and son of Representative Wood of Forsyth County, are made honorary pagette and page, respectively, of the House of Representatives.

On motion of Representative Murphy, Marian C. Calder, Robert E. Calder, Jr., William C. Calder, and J. Keith Calder, daughter and sons of Representative Calder of New Hanover County, are made honorary pagette and pages, respectively, of the House of Representatives.

A leave of absence for Friday is granted Representative Whitehurst.

On motion of Representative Hill, Robert Vance Pulley, Jr. of Wake County is made an honorary page of the House of Representatives.

On motion of Representative Leatherman the courtesies of the floor are extended the Honorable James A. Abernathy, former member of the House from Lincoln County.

On motion of Representative Rodenbough, Timothy Reade Maultsby, grandson of Representative Umstead of Orange County, is made an honorary page of the House of Representatives.

On motion of Representative Quinn, the following are made honorary pagettes and pages of the House of Representatives: Rebecca Jane Lackey, William Ray Lackey, Jr., and Helen Elizabeth Baker of Alexander County; Ann Welsh Wieland and John Albert Wieland, Jr. of Wake County.

Mr. Speaker Hunt makes Kenneth Mann of Guilford County an honorary page of the House.

#### SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER

Thursday, March 30, 1961

*Mr. Speaker:*

It is ordered that a message be sent the House of Representatives requesting the return of H. B. 220, entitled "a bill to be entitled an act to appoint certain members of the boards of education of the respective counties of North Carolina and to fix their terms of office", for further consideration by the Senate.

Respectfully,  
S. RAY BYERLY, Principal Clerk

Pursuant to the above request the bill is returned to the Senate.

#### ENGROSSED BILLS

Representative Thomas, for the Committee on Engrossed Bills, reports the following bill has been carefully considered, found properly engrossed, and asks that it be sent to the Senate.

It is so ordered.

H. B. 270, a bill to be entitled an act to amend General Statutes 47-43.2 relating to validation of recorded instruments where execution was proved by subscribing witness.

#### REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Representative Woodard of Wilson, for the Committee on Appropriations.

S. B. 84, a bill to be entitled an act to authorize an allotment to the College of the Albemarle from the 1957 Capital Improvement Appropriation to the Budget Bureau.

With a favorable report.



By Representative Bell, for the Committee on Conservation and Development.

H. B. 207, a bill to be entitled an act to reorganize the Board of Conservation and Development.

With a favorable report.

H. B. 251, a bill to be entitled an act to amend General Statutes 143-286 of the North Carolina General Statutes by inserting therein a new paragraph to provide for certain employees of the John H. Kerr Reservoir Development Commission to be commissioned special peace officers.

With a favorable report.

On motion of Representative Zollicoffer consideration of the bill is postponed until Tuesday, April 4, 1961.

S. B. 106, a bill to be entitled an act to establish the U. S. S. North Carolina Battleship Commission, to define the duties and responsibilities of the said Commission and to implement the establishment of the Battleship U. S. S. North Carolina as a memorial and exhibit.

With a favorable report.

By Representative Henley, for the Committee on Education.

H. B. 299, a bill to be entitled an act appointing members of the Whiteville City School Administrative Unit and fixing their terms of office.

With a favorable report.

H. B. 300, a bill to be entitled an act appointing members of the Board of Education of Columbus County and fixing their terms of office.

With a favorable report.

S. B. 74, a bill to be entitled an act to fix salaries of the members of the Board of Education of Nash County.

With a favorable report.

S. B. 120, a bill to be entitled an act to increase the membership of the Henderson County Board of Education.

With a favorable report.

On motion of Representative Felmet the rules are suspended and the bill is placed on its immediate passage.

The bill passes its second and third readings and is ordered enrolled.

By Representative Wicker, for the Committee on Finance.

H. B. 219, a bill to be entitled an act to authorize the Board of County Commissioners of Halifax County to levy a special tax to be used to enlarge the County Courthouse.

With a favorable report.

H. B. 259, a bill to be entitled an act to amend Chapter 212 of the 1959 Session Laws relating to county elections on the question of levying taxes for industrial development purposes so as to make the same apply to Caswell County.

With a favorable report.

H. B. 277, a bill to be entitled an act to amend General Statutes 105-147 relating to income tax deductions.

With a favorable report.

H. B. 293, a bill to be entitled an act to authorize the Board of Commissioners of Pamlico County to levy certain special taxes and to limit the rates of tax to amounts necessary to finance certain special purposes.

With a favorable report.

By Representative Crawford, for the Committee on Judiciary No. 2.

H. B. 323, a bill to be entitled an act to permit the General County Court of Alamance County to hold court in the auditorium of the Alamance County Agriculture Building.

With a favorable report, as amended.

By Representative Harris of Wake, for the Committee on Local Government.

H. B. 77, a bill to be entitled an act to amend General Statutes 105-327, relating to the county board of equalization and review, applicable to McDowell County only.

With a favorable report, as amended.

H. B. 210, a bill to be entitled an act to change the date of the municipal election of the Town of Dallas from the last Monday in June to the first Monday in May and to fix the compensation of the Mayor and members of the Board of Aldermen of said Town.

With a favorable report.

H. B. 243, a bill to be entitled an act to amend General Statutes 47-30 to exempt Perquimans County.

With a favorable report.

H. B. 278, a bill to be entitled an act to amend General Statutes 153-48.5 relating to the powers and duties of the Board of Commissioners of Davie County.

With a favorable report.

H. B. 305, a bill to be entitled an act to authorize the Board of County Commissioners of Haywood County to govern and regulate the removal and disposal of trash, garbage, etc., and to contract with municipal corporations relating to the removal and disposal of trash, garbage, etc.

With a favorable report.

S. B. 75, a bill to be entitled an act to authorize boards of county commissioners to choose a vice-chairman.

With a favorable report.

S. B. 103, a bill to be entitled an act to authorize the Halifax County Board of Education to convey certain property to the Halifax County Board of Commissioners.

With a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representatives Drummond, Wood and Hamrick:

H. R. 339, a joint resolution inviting the President of the United States to address a Joint Session of the General Assembly.

On motion of Representative Drummond the rules are suspended and the resolution is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representatives Woodard of Northampton and Blue:

H. R. 340, a joint resolution expressing appreciation for the hospitality and constructive program presented by the Seaboard Air Line Railway, the Federal and State Forestry Departments and the Forest product users and manufacturers to members of the General Assembly.

On motion of Representative Woodard of Northampton the rules are suspended and the resolution is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representative Harris of Wake:

H. B. 341, a bill to be entitled an act to amend General Statutes 160-236 to authorize establishment of secondary fire limits within municipalities.

Referred to Committee on Local Government.

And,

H. B. 342, a bill to be entitled an act to amend General Statutes 160-196 relating to incorporation of towns by the Municipal Board of Control.

Referred to Committee on Local Government.



And,

H. B. 343, a bill to be entitled an act to amend General Statutes 160-183(a) by rewriting the definition of "Municipality" therein.

Referred to Committee on Local Government.

By Representative Thornburg:

H. B. 344, a bill to be entitled an act to name and appoint the County Board of Education of Jackson County.

On motion of Representative Thornburg the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representatives Holcombe, Isaac and Slagle:

H. B. 345, a bill to be entitled an act to amend Chapter 1427 of the Session Laws of 1957 relating to contributions to the Western North Carolina Regional Planning Commission.

Referred to Committee on Counties, Cities and Towns.

By Representative Ferrell:

H. B. 346, a bill to be entitled an act relating to the membership of the Pasquotank County Board of Alcoholic Control.

Referred to Committee on Local Government.

By Representatives Kennedy, Vogler, Belk and Hicks:

H. B. 347, a bill to be entitled an act to authorize the Charlotte City Council to establish building setback lines on streets within its planning jurisdiction.

Referred to Committee on Counties, Cities and Towns.

By Representative Zollicoffer:

H. B. 348, a bill to be entitled an act to amend Article III, Section 12, and Article XIV, Section 6, of the Constitution of North Carolina, for the purpose of authorizing the General Assembly to provide for succession to the office of Governor and other State Officers in case of war, catastrophe or other emergencies and to provide temporary seats of Government.

Referred to Committee on Constitutional Amendments.

And,

H. B. 349, a bill to be entitled an act to amend Chapter 1235 of the

1959 Session Laws relating to plats and subdivisions and land surveys so as to remove the application of the same to Vance County.

Referred to Committee on Local Government.

By Representatives Hawfield, Thomas, Davis of Lenoir, Rodenbough, Drummond, Henley, Wood, and Calder:

H. R. 350, a joint resolution authorizing the appointment of a Commission for the purpose of making a study and report on the potential benefits which may be possible through a reorganization of school administrative units and to report the recommendations of the Commission to the 1963 Session of the General Assembly.

Referred to Committee on Education.

By Representative Arledge:

H. B. 351, a bill to be entitled an act to appoint trustees of the Tryon City Administrative School Unit in Polk County.

On motion of Representative Arledge the rules are suspended and the bill is placed on its immediate passage.

Representative Arledge offers an amendment which is adopted.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representatives Davis of Lenoir, (By request) and Harriss of Rowan:

H. B. 352, a bill to be entitled an act prohibiting municipally owned and operated power and light companies from engaging in retail sales of appliances and fixtures.

Referred to Committee on Public Utilities.

By Representative West of Clay:

H. B. 353, a bill to be entitled an act to require the Board of Elections of Clay County to order a complete new registration, to institute the more modern loose-leaf system of registration, and to effect other election reforms, all in Clay County.

Referred to Committee on Elections and Election Laws.

By Representative Simpson:

H. B. 354, a bill to be entitled an act repealing the provisions of General Statutes 163-172, General Statutes 163-173 and General Statutes 163-174, except as to blind persons, so far as the same relate to primary and general elections in Burke County; and providing that husband and wife may assist each other in preparation of their ballots.

Referred to Committee on Elections and Election Laws.

By Representatives Gregory of Harnett and Thomas:

H. R. 355, a joint resolution authorizing the Governor to appoint a commission to study the methods now used by the North Carolina Fire Insurance Rating Bureau in establishing fire insurance rates in cities and towns in this State.

Referred to Committee on Insurance.

By Representative Whitley:

H. B. 356, a bill to be entitled an act to amend General Statutes 115-168 and General Statutes 115-79 relating to school attendance personnel.

Referred to Committee on Education.

By Representative Wilson:

H. B. 357, a bill to be entitled an act amending Subsections (2) and (3) of General Statutes 97-2 so as to permit deputy sheriffs in Caswell County to receive the benefits of the Workmen's Compensation.

Referred to Committee on Local Government.

By Representatives Wooten and Everett:

H. B. 358, a bill to be entitled an act to change from one year to two years the terms of office of the Mayor of the Town of Grifton and the Judge of the Recorder's Court of the Town of Grifton.

Referred to Committee on Local Government.

By Representative Reid:

H. B. 359, a bill to be entitled an act to amend General Statutes 153-266.9 so as to make the provisions of Article 20-A of Chapter 153 of the General Statutes applicable to Surry County.

Referred to Committee on Judiciary No. 1.

By Representative Hines:

H. B. 360, a bill to be entitled an act to amend Chapter 47 of the General Statutes so as to provide for the filing of memoranda of leases, options and contracts to purchase real estate, and deeds of trust for registration.

Referred to Committee on Judiciary No. 1.

By Representative Martin:

H. B. 361, a bill to be entitled an act fixing the travel allowances of members of the Sheriff's Department of Davie County.

Referred to Committee on Local Government.

By Representative Lloyd:

H. B. 362, a bill to be entitled an act to amend Part 1 of Article 3 of Chapter 108 of the General Statutes relating to old age assistance liens.



Referred to Committee on Public Welfare.

By Representative Peel:

H. B. 363, a bill to be entitled an act to exempt Martin County from General Statutes 113-247 relating to fishing on Sunday.

Referred to Committee on Counties, Cities and Towns.

By Representative Crawford:

H. B. 364, a bill to be entitled an act to repeal Chapter 1034 of the Session Laws of 1959 exempting Buncombe County from the provisions of Chapter 346 of the Session Laws of 1957 relating to the service of warrants in criminal actions.

Referred to Committee on Judiciary No. 2.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills which are read the first time and disposed of as follows:

H. B. 220, a bill to be entitled an act to appoint certain members of the boards of education of the respective counties of North Carolina and to fix their terms of office.

Returned for concurrence.

On motion of Representative Henley the House concurs in the Senate amendments and the bill is ordered enrolled.

H. B. 344, a bill to be entitled an act to name and appoint the County Board of Education of Jackson County.

Returned for concurrence.

On motion of Representative Thornburg the House fails to concur in the Senate Amendment and conferees are requested.

Mr. Speaker Hunt appoints as conferees: Representatives Lloyd, Jones, and Whitehurst.

The Senate is so notified.

S. B. 63, a bill to be entitled an act to amend General Statutes 7-70 relating to the terms of Superior Court in Rowan County.

Referred to Committee on Courts and Judicial Districts.

#### SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER,  
Thursday, March 30, 1961.

*Mr. Speaker:*

Pursuant to your notice that the House failed to concur in the Senate Amendment to H. B. 344, entitled "a bill to be entitled an act to name and

appoint the County Board of Education of Jackson County", and request for a conference and the appointment of conferees on the part of the House, the President has appointed as conferees on the part of the Senate: Senators Whitley and Midgett, to the end that the differences existing between the two Houses may be adjusted.

Respectfully,  
S. RAY BYERLY *Principal Clerk*

#### CALENDER

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 206, a bill to be entitled an act to authorize the County of Wake to authorize the establishment of library branches within incorporated cities of Wake County.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Osteen, Owens, Palmer, Peel, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten and Zollcoffer—113.

Those voting in the negative are: None.

H. B. 282, a bill to be entitled an act to authorize the Board of County Commissioners of Brunswick County to call a special election for the authorization of a resources development tax for Brunswick County and to create and fix the powers of a Resources Development Commission for Brunswick County.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efird, Everett, Fearing, Fel-

met, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Osteen, Owens, Palmer, Peel, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten and Zollicoffer—113.

Those voting in the negative are: None.

S. B. 101, a bill to be entitled an act to place Halifax County under the general law relating to penalties and discounts for non-payment and payment of taxes.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Osteen, Owens, Palmer, Peel, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten and Zollicoffer—113.

Those voting in the negative are: None.

H. B. 280, a bill to be entitled an act to permit the Town of Highlands in Macon County to lease certain realty for the purposes of establishing and maintaining a botanical garden.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 306, a bill to be entitled an act to amend General Statutes 153-5 so as to provide for a seven-member Board of County Commissioners in Person County who shall be elected by districts.

Passes its second and third readings and is ordered sent to the Senate.



H. B. 322, a bill to be entitled an act providing for the regulation of the subdivision of land in Mecklenburg County.

Passes its second and third readings and is ordered sent to the Senate.

S. B. 109, a bill to be entitled an act to authorize and empower the Chief of Police of the Town of Fuquay Springs to accept affidavits and bonds.

Passes its second and third readings and is ordered enrolled.

S. B. 113, a bill to be entitled an act to authorize the Board of County Commissioners of Stanly County to make appropriations for industrial development purposes and to create and fix the powers of an Industrial Development Commission for Stanly County.

Passes its second and third readings and is ordered enrolled.

H. B. 177, a bill to be entitled an act to establish "Heritage Square" and to create the Heritage Square Commission.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 178, a bill to be entitled an act to establish the State Capital Planning Commission.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 303, a bill to be entitled an act to amend various sections of the General Statutes to change the title of the County Superintendent of Public Welfare to that of County Director of Public Welfare.

Passes its second and third readings and is ordered sent to the Senate.

S. B. 12, a bill to be entitled an act to amend certain sections of the General Statutes to provide for the disbursement of the annual appropriation for aid to the medically indigent by the State Board of Public Welfare rather than by the North Carolina Medical Care Commission.

Passes its second and third readings and is ordered enrolled.

S. B. 62, a bill to be entitled an act to amend various sections of the General Statutes of North Carolina relating to the name of the State Board of Public Welfare.

Passes its second and third readings and is ordered enrolled.

#### ENROLLED BILLS

Representative Britt, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 117. An Act to repeal Chapter 294, Session Laws of 1953, which Chapter amended Section 5, Chapter 316, Private Laws of 1903 relating to election of municipal officers in the Town of Wendell; to prescribe election procedure for municipal officers, and to eliminate primary elections for municipal officers in the Town of Wendell.

S. B. 147. An Act authorizing the Board of Commissioners of the City of Roanoke Rapids to call an election upon the question of adopting a City Manager Form of Government for the City of Roanoke Rapids.

H. B. 75. An Act to amend General Statutes 7-70 so as to fix the terms of Superior Court to be held in Caldwell County.

H. B. 200. An Act to amend Chapter 386 of the Public Laws of 1909 and Chapter 413 of the Session Laws of 1957, relating to the civil jurisdiction of the Rowan County Court and to the salaries of the Trial Justice and Prosecuting Attorney for said Court.

H. B. 258. An Act to submit to the voters of Caswell County the question of whether the members of the Board of Education of Caswell County shall be elected for staggered four-year terms.

H. B. 294. An Act to increase the membership of the Board of Education of Pamlico County to seven members.

On motion of Representative Harris of Wake, duly seconded, the House adjourns to meet tomorrow at 10 A. M.

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## FORTY-FIFTH DAY

HOUSE OF REPRESENTATIVES

Friday, March 31, 1961.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hunt.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Jones, for the Committee on the Journal, reports the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Drummond, Jennie Ann Malcolm of Forsyth County is made an honorary pagette of the House of Representatives.

On motion of Representative Coates, the rules are suspended so that Mr. Clifford Massengill, President of the Smithfield Chamber of Commerce, may approach the dais and issue an invitation to the House to attend a dinner in Smithfield in their honor on the night of May 10th. Mr. Massengill was accompanied on his visit by several outstanding citizens of Smithfield.

On motion of Representative Vogler the invitation was accepted.

Mr. Speaker Hunt makes Teresa, Helen, Mary, Kathleen, Bridget, and David Munger of Wake County honorary pagettes and page, respectively.

This day, March 31, 1961, being Good Friday, and the time set by the House for Good Friday worship service, Mr. Speaker Hunt announces a recess of the House in order that the members and legislative employees may join in the service.

The committee heretofore appointed by the Speaker offers the following service:

PRAYER—The Reverend Alphonso Jordan, House Chaplain  
WERE YOU THERE ..... Spiritual  
ALL IN THE APRIL EVENING ..... Robertson

—Hugh Morson Junior High School Chorus—

MESSAGE—Reverend Jacob Viverette  
University of North Carolina  
Chapel Hill

O BONE JESU ..... Palestrina  
CHRIST IS RISEN ..... 12th Century Easter Hymn

—Hugh Morson Junior High School Chorus—

BENEDICTION—Reverend Jacob Viverette

#### ARRANGEMENT COMMITTEE:

W. C. Harris, Jr.  
Stedman H. Hines  
Eugene C. Brooks, III  
Ike F. Andrews

#### DIRECTOR:

Mrs. W. A. Wilson

#### PIANIST:

Miss Cynthia Clark

Pursuant to its recess and worship service, the House resumes consideration of its business, Mr. Speaker Hunt presiding.

#### CONFERENCE REPORT

Thursday, March 30, 1961

To the President of the Senate and the Speaker of the House of Representatives:

The Conference Committee on H. B. 344, consisting of Representatives Whitehurst, Lloyd and Jones, and Senators Whitley and Midgett; voted three to two that the following be appointed to the Jackson County Board of Education: W. R. Enloe, George J. Stewart, Burk Buchanan, Lawrence Tilley, and Tom Patton.

Respectfully submitted,

/s/ SAM L. WHITEHURST

LEONARD W. LLOYD

R. AUSTIN JONES

Conferees on the part of the  
House



ADAM J. WHITLEY, JR.

P. D. MIDGETT, JR.

Conferees on the part of the  
Senate

On motion of Representative Whitehurst the conference report is adopted and the Senate is so notified.

#### REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Representative Taylor, for the Committee on Courts and Judicial Districts.

H. B. 126, a bill to be entitled an act to amend General Statutes 163-15 relating to the appointment of registrars and judges of elections.

With an unfavorable report.

By Representative Wicker, for the Committee on Finance.

H. B. 144, a bill to be entitled an act to authorize the Board of County Commissioners of Stanly County to make appropriations for public library purposes in Stanly County.

With a favorable report.

H. B. 332, a bill to be entitled an act to amend Chapter 212, 1959 Session Laws, relating to authorization of counties to call elections on the question of levying taxes for industrial development purposes, making the same apply to Tyrrell County as modified.

With a favorable report.

By Representative Quinn, for the Committee on Roads and Highway Safety.

H. B. 223, a bill to be entitled an act to provide for the regulation and licensing of driver training schools.

With a favorable report, as amended.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representative Murphy:

H. B. 365, a bill to be entitled an act to amend Chapter 264, Session Laws of 1957, relating to the discharge of sewage and wastes into the waters of the Neuse River by allowing an additional two years for implementation.

Referred to Committee on Water Resources and Control.

By Representative Reid:

H. B. 366, a bill to be entitled an act to amend General Statutes 20-141.3 relating to prearranged racing on streets and highways to provide increased penalties therefor.

Referred to Committee on Judiciary No. 1.

By Representatives Holcombe, Crawford and Taylor:

H. B. 367, a bill to be entitled an act to amend General Statutes 148-33.1 relating to the quartering of prisoners with work release privileges.

Referred to Committee on Penal Institutions.

By Representative Green:

H. B. 368, a bill to be entitled an act relating to the compensation of the Jailer of Bladen County.

Referred to Committee on Salaries and Fees.

By Representative Woodard of Northampton:

H. B. 369, a bill to be entitled an act to authorize the Board of County Commissioners of Northampton County to call a special election for the authorization of an industrial development tax for Northampton County and to create and fix the powers of an Economic Development Commission for Northampton County.

Referred to Committee on Local Government.

By Representative Hines:

H. B. 370, a bill to be entitled an act to levy a luxury tax upon the sales of luggage, handbags, etc., jewelry, furs, and toilet preparations; to levy a surtax on sales of electric power and to extend the present gross receipts tax to electric power sales by municipalities and electric membership corporations; to levy a realty transfer tax; to increase and extend the tax on civil and criminal cases; to levy a tax upon tobacco products and to levy a tax upon soft drinks.

Referred to Committee on Finance.

By Representative Isaac:

H. B. 371, a bill to be entitled an act to provide for the appointment of list takers in Avery County.

Referred to Committee on Elections and Election Laws.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 34, a bill to be entitled an act to provide for the appointment of

an attorney in fact which shall continue to be effective notwithstanding the incapacity or incompetence of the principal therein.

Referred to Committee on Judiciary No. 1.

S. B. 37, a bill to be entitled an act relating to release of the mortgagor by unauthorized dealings between the mortgagee and the mortgagor's assuming grantee.

Referred to Committee on Judiciary No. 1.

S. B. 156, a bill to be entitled an act to amend the Charter of the Town of Faith relating to the town's officials and the election thereof.

On motion of Representative Davis of Rowan the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

S. B. 157, a bill to be entitled an act to amend S. B. 119, ratified the 21st day of March and becoming Chapter 70 of the Session Laws of 1961, relating to the nomination and election of the Mayor and Commissioners of the City of Lumberton.

Referred to Committee on Elections and Election Laws.

S. R. 160, a joint resolution expressing appreciation for the hospitality and constructive program presented by the Seaboard Air Line Railway, the Federal and State Forestry Departments and the forest products users and manufacturers to members of the General Assembly.

Placed on Calendar for Monday night, April 3, 1961.

#### SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER

Friday, March 31, 1961

*Mr. Speaker:*

It is ordered that a message be sent your Honorable Body with the information that the Senate has adopted the report of the conferees on H. B. 344, entitled "A bill to be entitled an act to name and appoint the County Board of Education of Jackson County", to the end that when a similar action has been taken on the part of the House, you may order the bill enrolled.

Respectfully,

/s/ S. RAY BYERLY,

*Principal Clerk*

Pursuant to the above message, the House having adopted a similar report, the bill is ordered enrolled.



## CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 206, a bill to be entitled an act to authorize the County of Wake to establish and operate a county library and to authorize the establishment of library branches within incorporated cities of Wake County.

Passes its third reading by the following vote, as amended, and is ordered engrossed.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cook, Courtney, Davis of Lenoir, Delamar, Drummond, Eagles, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Green, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherwood, Lupton, Martin, McFadyen, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, and Wooten—101.

Those voting in the negative are: None.

H. B. 282, a bill to be entitled an act to authorize the Board of County Commissioners of Brunswick County to call a special election for the authorization of a resources development tax for Brunswick County and to create and fix the powers of a Resources Development Commission for Brunswick County.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cook, Courtney, Davis of Lenoir, Delamar, Drummond, Eagles, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Green, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherwood, Lupton, Martin, McFadyen, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, and Wooten—101.

Those voting in the negative are: None.

S. B. 101, a bill to be entitled an act to place Halifax County under the general law relating to penalties and discounts for nonpayment and payment of taxes.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cook, Courtney, Davis of Lenoir, Delamar, Drummond, Eagles, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Green, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harris of Wake, Hawfield, Henley, High, Hill, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherwood, Lupton, Martin, McFadyen, McMillan, of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, and Wooten—101.

Those voting in the negative are: None.

H. B. 219, a bill to be entitled an act to authorize the Board of County Commissioners of Halifax County to levy a special tax to be used to enlarge the county courthouse.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cook, Courtney, Davis of Lenoir, Delamar, Drummond, Eagles, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Green, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harris of Wake, Hawfield, Henley, High, Hill, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherwood, Lupton, Martin, McFadyen, McMillan, of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, and Wooten—101.

Those voting in the negative are: None.

H. B. 259, a bill to be entitled an act to amend Chapter 212 of the 1959 Session Laws relating to county elections on the question of levying taxes for industrial development purposes so as to make the same apply to Caswell County.

Passes its second reading by the following vote and remains on the Calendar.



Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cook, Courtney, Davis of Lenoir, Delamar, Drummond, Eagles, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Green, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harris of Wake, Hawfield, Henley, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherwood, Lupton, Martin, McFadyen, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, and Wooten—101.

Those voting in the negative are: None.

H. B. 293, a bill to be entitled an act to authorize the Board of Commissioners of Pamlico County to levy certain special taxes and to limit the rates of tax to amounts necessary to finance certain special purposes.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cook, Courtney, Davis of Lenoir, Delamar, Drummond, Eagles, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Green, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherwood, Lupton, Martin, McFadyen, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, and Wooten—101.

Those voting in the negative are: None.

H. B. 77, a bill to be entitled an act to amend General Statutes 105-327 relating to the County Board of Equalization and Review, applicable to McDowell County only.

On motion of Representative Wall the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 210, a bill to be entitled an act to change the date of the municipal election of the Town of Dallas from the last Monday in June to the first Monday in May and to fix the compensation of the Mayor and members of the Board of Aldermen of said town.



Passes its second and third readings and is ordered sent to the Senate.

H. B. 243, a bill to be entitled an act to amend General Statutes 47-30 to exempt Perquimans County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 278, a bill to be entitled an act to amend General Statutes 153-48.5 relating to the powers and duties of the Board of Commissioners of Davie County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 299, a bill to be entitled an act appointing members of the Whiteville city school administrative unit and fixing their terms of office.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 300, a bill to be entitled an act appointing members of the Board of Education of Columbus County and fixing their terms of office.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 305, a bill to be entitled an act to authorize the Board of County Commissioners of Haywood County to govern and regulate the removal and disposal of trash, garbage, etc., and to contract with municipal corporations relating to the removal and disposal of trash, garbage, etc.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 323, a bill to be entitled an act to permit the General County Court of Alamance County to hold court in the auditorium of the Alamance County Agricultural Building.

On motion of Representative Pickard the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

S. B. 74, a bill to be entitled an act to fix the salaries of the members of the Board of Education of Nash County.

Passes its second and third readings and is ordered enrolled.

S. B. 103, a bill to be entitled an act to authorize the Halifax County Board of Education to convey certain property to the Halifax County Board of Commissioners.

Passes its second and third readings and is ordered enrolled.

H. B. 207, a bill to be entitled an act to reorganize the Board of Conservation and Development.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 277, a bill to be entitled an act to amend General Statutes 105-147 relating to income tax deductions.

Passes its second and third readings and is ordered sent to the Senate.

S. B. 75, a bill to be entitled an act to authorize boards of county commissioners to choose a vice chairman.

Passes its second and third readings and is ordered enrolled.

S. B. 84, a bill to be entitled an act to authorize an allotment to the College of the Albemarle from the 1957 Capital Improvement Appropriation to the Budget Bureau.

Passes its second and third readings and is ordered enrolled.

S. B. 106, a bill to be entitled an act to establish the USS North Carolina Battleship Commission, to define the duties and responsibilities of the said commission and to implement the establishment of the Battleship USS North Carolina as a memorial and exhibit.

Passes its second and third readings and is ordered enrolled.

#### ENROLLED BILLS

Representative Vogler, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 339. A Joint Resolution inviting the President of the United States to address a Joint Session of the General Assembly.

H. R. 340. A Joint Resolution expressing appreciation for the hospitality and constructive program presented by the Seaboard Air Line Railway, the Federal and State Forestry Departments, and the forest products users and manufacturers to members of the General Assembly.

S. B. 12. An Act to amend certain Sections of the General Statutes to provide for the disbursement of the annual appropriation for aid to the medically indigent by the State Board of Public Welfare rather than by the North Carolina Medical Care Commission.

S. B. 62. An Act to amend various Sections of the General Statutes of North Carolina relating to the name of the State Board of Public Welfare.

S. B. 109. An Act to authorize and empower the Chief of Police of the Town of Fuquay Springs to accept affidavits and bonds.

S. B. 113. An Act to authorize the Board of County Commissioners of Stanly County to make appropriations for industrial development purposes and to create and fix the powers of an Industrial Development Commission for Stanly County.

S. B. 120. An Act to increase the membership of the Henderson County Board of Education.

H. B. 41. An Act to amend General Statutes 115-183 relating to the powers of the Board of Education in Mecklenburg County.

H. B. 117. An Act to amend General Statutes 7-70 so as to delete the October civil term of Superior Court from the Currituck County schedule.

H. B. 199. An Act to amend General Statutes 7-70 so as to add a one week civil non-jury term to the Superior Court schedule in Mecklenburg County.

H. B. 220.<sup>c</sup> An Act to appoint certain members of the boards of education of the respective counties of North Carolina and to fix their terms of office.

H. B. 240. An Act relating to the discount allowable for the prepayment of taxes in Hoke County.

H. B. 241. An Act to extend the authority of police officers of the Town of Rose Hill in Duplin County for a distance of one mile beyond the corporate limits.

H. B. 249. An Act to appoint a member of the Board of Water Commissioners of the City of Hendersonville.

H. B. 257. An Act to submit to the voters of Caswell County the question of whether the Board of Commissioners of Caswell County shall be elected for staggered four-year terms.

H. B. 351. An Act to appoint Trustees of the Tryon City Administrative School Unit in Polk County.

H. B. 344. An Act to name and appoint the County Board of Education of Jackson County.

On motion of Representative Hines, duly seconded, the House adjourns to meet tomorrow at 10 o'clock A. M.

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## FORTY-SIXTH DAY

HOUSE OF REPRESENTATIVES

Saturday, April 1, 1961

The House meets pursuant to adjournment and is called to order by Representative Womble, designated by Mr. Speaker Hunt as Speaker Pro Tempore.

The Lord's Prayer is repeated by the membership.

Representative Cook, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Cook, the House adjourns and will meet Monday night at 8 o'clock.



**FORTY-SEVENTH DAY**

HOUSE OF REPRESENTATIVES  
Monday Night, April 3, 1961

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hunt.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Jones, for the Committee on the Journal, reports that the Journal of Saturday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Hill, Marvin R. Wooten, Jr., of Catawba County is made an honorary page of the House of Representatives.

On motion of Representative Satterfield, Marcia and Everette Coates of Johnston County are made honorary page and page, respectively, of the House of Representatives.

Representative Coffey is granted a leave of absence due to illness.

On motion of Representative Choate, Art and Bennett Shores of Surry County are made honorary pages of the House of Representatives.

**ENGROSSED BILLS**

Representative Thomas, for the Committee on Engrossed Bills, reports the following bills have been carefully considered, found properly engrossed, and asks that they be sent to the Senate.

It is so ordered.

H. B. 77, a bill to be entitled an act to amend General Statutes 105-327 relating to the County Board of Equalization and Review, applicable to McDowell County only.

H. B. 206, a bill to be entitled an act to authorize the County of Wake to establish and operate a county library and to authorize the establishment of library branches within incorporated cities of Wake County.

H. B. 323, a bill to be entitled an act to permit the general county court of Alamance County to hold court in the auditorium of the Alamance County Agriculture Building.

**INTRODUCTION OF BILLS AND RESOLUTIONS**

The following bill is introduced, read the first time, and disposed of as follows:

By Representative Wall:

H. B. 372, a bill to be entitled an act to regulate fox hunting in McDowell County.

Referred to Committee on Wildlife Resources.

## MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills, which are read the first time and disposed of as follows:

S. B. 42, a bill to be entitled an act relating to liability of physicians and surgeons for malpractice where the person responsible for the original injury has been released.

Referred to Committee on Judiciary No. 1.

S. B. 107, a bill to be entitled an act to provide an election for establishment of the Kelly Dike District in Frenches Creek Township, Bladen County, and for the levy and collection of an ad valorem tax for repair, construction, and maintenance of a dike in said district for flood control.

Referred to Committee on Finance.

S. B. 125, a bill to be entitled an act to amend Chapter 58, Article 22, relating to reserve valuation and nonforfeiture benefits of life insurance policies.

Referred to Committee on Insurance.

S. B. 141, a bill to be entitled an act to amend the law relating to housing authorities and projects for the purpose of extending the benefits to cities and towns of limited populations.

Referred to Committee on Local Government.

## CALENDER

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 219, a bill to be entitled an act to authorize the Board of County Commissioners of Halifax County to levy a special tax to be used to enlarge the County Courthouse.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Drummond, Eagles, Efrd, Everett, Fearing, Felmet, Ferrell, Fletcher, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Osteen, Owens, Palmer, Pickard, Potts, Quinn, Ramsey, Randall, Riggs, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitley, Wicker, Williamson, Wilson, Womble,

Wood, Woodard of Northampton, Woodard of Wilson, and Zollicoffer—104.

Those voting in the negative are: None.

H. B. 259, a bill to be entitled an act to amend Chapter 212 of the 1959 Session Laws relating to county elections on the question of levying taxes for industrial development purposes so as to make the same apply to Caswell County.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Osteen, Owens, Palmer, Pickard, Potts, Quinn, Ramsey, Randall, Riggs, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, and Zollicoffer—104.

Those voting in the negative are: None.

H. B. 293, a bill to be entitled an act to authorize the Board of Commissioners of Pamlico County to levy certain special taxes and to limit the rates of tax to amounts necessary to finance certain special purposes.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Osteen, Owens, Palmer, Pickard, Potts, Quinn, Ramsey, Randall, Riggs, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, and Zollicoffer—104.

Those voting in the negative are: None.

H. B. 144, a bill to be entitled an act to authorize the Board of County



Commissioners of Stanly County to make appropriations for public library purposes in Stanly County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 223, a bill to be entitled an act to provide for the regulation and licensing of driver training schools.

On motion of Representative Quinn the committee amendment is adopted.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Britt, Byrum, Choate, Coates, Crawford, Davis of Lenoir, Drummond, Eagles, Everett, Godwin, Greenwood, Hamrick, Hardy, Hargett, Harris of Wake, Henley, Hicks, Holcombe, Jackson, Johnson, Jones, Jordan, Kemp, Kerr, Lane, Lupton, McLaughlin, McMillan of Robeson, McMillan of Wake, Owens, Pickard, Quinn, Sermons, Speed, Spruill, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wallace, Watkins, Whitehurst, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, and Woodard of Wilson—56.

Those voting in the negative are: Representatives Brooks, Calder, Cook, Courtney, Davis of Rowan, Efrd, Fearing, Felmet, Ferrell, Fletcher, Galifianakis, Garner, Green, Gregory of Harnett, Griggs, Harding, Hawfield, High, Hill, Kennedy, Kiser, Leatherman, Leatherwood, Lloyd, Martin, McFadyen, McPherson, Newman, Osteen, Palmer, Potts, Ramsey, Randall, Riggs, Satterfield, Simpson, Story, Taylor, Wall, West of Cherokee, West of Clay, and Zollicoffer—42.

S. R. 160, a joint resolution expressing appreciation for the hospitality and constructive program presented by the Seaboard Air Line Railway, the federal and State Forestry Departments and the forest products users and manufacturers to members of the General Assembly.

Passes its second and third readings and is ordered enrolled.

On motion of Representative Kerr, the House adjourns to meet tomorrow at 12 o'clock Noon.

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## FORTY-EIGHTH DAY

HOUSE OF REPRESENTATIVES  
Tuesday, April 4, 1961

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hunt.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Jones, for the Committee on the Journal, reports that the Journal of Monday night has been examined, found correct, and without objection the same stands approved as written.

Mr. Speaker Hunt makes Vikkie, Sandra, and Karen Bubas of Durham County, honorary pagettes of the House of Representatives.

Representative Jordan is granted a leave of absence for Wednesday, April 5, 1961.

Mr. Speaker Hunt makes Katherine Cooper Beal, Dora Anne Beal, and William Foy Beal of Virginia, grandchildren of Mrs. Annie E. Cooper, Principal Clerk, honorary pagettes and page, respectively, of the House of Representatives.

Representative Eagles is granted a leave of absence for Wednesday, April 5, 1961.

On motion of Representative Arledge H. B. 157, entitled "a bill to be entitled an act to amend S. B. 119, ratified the 21st day of March and becoming Chapter 70 of the Session Laws of 1961, relating to the nomination and election of the Mayor and Commissioners of the City of Lumberton" is withdrawn from the Committee on Elections and Election Laws and placed on the Calendar for today.

On motion of Representative Hicks, H. B. 195, entitled "a bill to be entitled an act to amend Articles II and III of the Constitution of North Carolina with respect to succession to elective state executive offices, the appointment of acting officers in certain instances, and the determination of the incapacity of elected state executive officers to perform the duties of their offices" is taken from the Committee on State Government and referred to the Committee on Constitutional Amendments.

#### REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Representative Crawford, for the Committee on Judiciary No. 2.

H. B. 51, a bill to be entitled an act to provide that the allegation of grounds for divorce from bed and board, alimony without divorce and alimony pendente lite shall be sufficient if couched in the language of the statute.

With an unfavorable report.

H. B. 298, a bill to be entitled an act to amend H. B. 67, enacted by the 1961 Session of the General Assembly of North Carolina, to be designated Chapter 8, Session Laws of 1961, which act relates to the Charter of the City of Fayetteville and the conduct of elections in the City of Fayetteville by the Cumberland County Board of Elections.

With a favorable report.

## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representative Jones:

H. R. 373, a joint resolution honoring the life and memory of Peter Thurman McNeill, former member of the General Assembly.

A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF  
PETER THURMAN McNEILL, FORMER MEMBER OF THE  
GENERAL ASSEMBLY.

WHEREAS, the General Assembly of North Carolina has been profoundly grieved at the death of the Honorable Peter Thurman McNeill, of Ashe County, on March 24, 1961; and

WHEREAS, the Honorable Peter Thurman McNeill was a distinguished citizen of Ashe County which he ably represented at the 1927, 1929, and 1933 Sessions of the General Assembly; and

WHEREAS, the Honorable Peter Thurman McNeill was a leader in countless civic, service and fraternal organizations; and

WHEREAS, the Honorable Peter Thurman McNeill exhibited courageous and cheerful devotion to duty in the many positions of trust placed upon him by his fellow citizens and especially while serving as Clerk of the Superior Court of Ashe County; and

WHEREAS, the General Assembly of North Carolina wishes to make record of its appreciation of his life and accomplishments, and its sincere sorrow at his death: NOW, THEREFORE,

Be it resolved by the House of Representatives, the Senate concurring:

Section 1. That in the death of Peter Thurman McNeill the State of North Carolina has lost one of its most able, useful and loyal citizens.

Sec. 2. That the General Assembly of North Carolina does hereby express its high appreciation of him as a citizen and servant of this State, and does extend its sincere sympathy to his family.

Sec. 3. That this resolution shall become a part of the public record of the 1961 Session of the General Assembly of North Carolina and a copy thereof shall be duly certified by the Secretary of State and transmitted to the family of Peter Thurman McNeill.

Sec. 4. This Resolution shall become effective upon its adoption.

On motion of Representative Jones the rules are suspended and the resolution placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.



By Representatives Frink, Potts, and Thornburg:

H. B. 374, a bill to be entitled an act to redefine the Superior Court Solicitorial Districts and to provide for the appointment and election of the various district solicitors and their compensation.

Referred to Committee on Courts and Judicial Districts.

By Representatives Andrews, Pickard, Brooks, and Galifianakis:

H. B. 375, a bill to be entitled an act to divide the tenth solicitorial district into two districts and to transfer Chatham County from the fourth solicitorial district to the new district thereby created.

Referred to Committee on Courts and Judicial Districts.

By Representative Ferrell:

H. B. 376, a bill to be entitled an act relating to the membership of the Pasquotank County Board of Alcoholic Control.

Referred to Committee on Propositions and Grievances.

By Representatives Womble, McMillan of Wake and Harris of Wake:

H. B. 377, a bill to be entitled an act to appropriate the sum of \$372,500 to the North Carolina Armory Commission to be expended for the purchase of land and the construction of a military center for the North Carolina National Guard.

Referred to Committee on Appropriations.

By Representative Harris of Wake:

H. B. 378, a bill to be entitled an act to amend General Statutes 58-254.3 relating to blanket accident and health insurance so as to include policies issued to municipal or county recreation departments.

Referred to Committee on Insurance.

By Representatives Quinn, Hill, Hicks, Murphy, Lloyd, Coates, Belk, Brooks, Greenwood, Holcombe, Hawfield, Fearing, Pickard, Hargett, Boger, Spruill, Woodard of Wilson, Woodard of Northampton, McMillan of Robeson, Martin, Wall, Newman, Wallace, Ramsey, Watkins, Arledge, Vogler, Potts, Taylor, Choate, Umstead, and Hardy:

H. B. 379, a bill to be entitled an act to amend Chapter 136 of the General Statutes relating to the organization of the State Highway Commission.

Referred to Committee on Roads and Highway Safety.

By Representative McLaughlin:

H. B. 380, a bill to be entitled an act to prohibit the practice of phrenology, palmistry, fortune telling or clairvoyance in Iredell County.

Referred to Committee on Judiciary No. 1.

## MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 135, a bill to be entitled an act to amend General Statutes 20-190 with regard to the color of motor vehicles driven by officers of the State Highway Patrol.

Referred to Committee on Roads and Highway Safety.

S. B. 140, a bill to be entitled an act relating to salaries of recorder and prosecuting attorney of the Recorder's Court of Wake Forest in Wake County.

Referred to Committee on Salaries and Fees.

S. B. 152, a bill to be entitled an act to validate the application of the City of Rocky Mount for certain gasoline tax refunds.

Referred to Committee on Finance.

H. B. 159, a bill to be entitled an act authorizing the Board of Commissioners of Stanly County to extend the period during which it may sit in 1961 as a Board of Equalization and Review.

Referred to Committee on Local Government.

## CALENDER

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 332, a bill to be entitled an act to amend Chapter 212, 1959 Session Laws, relating to authorization of counties to call elections on the question of levying taxes for industrial development purposes, making the same apply to Tyrrell County as modified.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efrid, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Pickard, Potts, Quinn, Ramsey, Randall, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay,

Whitehurst, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—110.

Those voting in the negative are: None.

S. B. 157, a bill to be entitled an act to amend S. B. 119, ratified the 21st day of March and becoming Chapter 70 of the Session Laws of 1961, relating to the nomination and election of the Mayor and Commissioners of the City of Lumberton.

On motion of Representative Arledge the rules are suspended and the bill is placed on its immediate passage.

Passes its second and third readings and is ordered enrolled.

H. B. 223, a bill to be entitled an act to provide for the regulation and licensing of driver training schools.

On motion of Representative Quinn the vote by which the bill passed its second reading is reconsidered.

On motion of Representative Quinn the bill is recommitted to the Committee on Finance.

H. B. 251, a bill to be entitled an act to amend General Statutes 143-286 of the North Carolina General Statutes by inserting therein a new paragraph to provide for certain employees of the John H. Kerr Reservoir Development Commission to be commissioned special peace officers.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 290, a bill to be entitled an act to amend Article 6, Chapter 15, of the General Statutes relating to arrests.

On motion of Representative Jordan consideration of the bill is postponed until Thursday, April 6, 1961.

#### ENROLLED BILLS

Representative Britt, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 74. An Act to fix the salaries of the members of the Board of Education of Nash County.

S. B. 75. An Act to authorize boards of county commissioners to choose a vice-chairman.

S. B. 84. An Act to authorize an allotment to the College of the Albemarle from the 1957 capital improvement appropriation to the Budget Bureau.

S. B. 101. An Act to place Halifax County under the general law relating to penalties and discounts for non-payment and payment of taxes.

S. B. 103. An Act to authorize the Halifax County Board of Education to convey certain property to the Halifax County Board of Commissioners.



S. B. 106. An Act to establish the U. S. S. North Carolina Battleship Commission, to define the duties and responsibilities of the said Commission and to implement the establishment of the Battleship U. S. S. North Carolina as a memorial and exhibit.

S. B. 156. An Act to amend the Charter of the Town of Faith relating to the town's officials and the election thereof.

H. B. 135. An Act in relation to the levy of taxes for the payment of the principal and interest of bonds of the Town of Banner Elk.

H. B. 158. An Act to abolish trials by jury in criminal cases in the Municipal Recorder's Court in the City of Jacksonville and to provide for the return of warrants to said court.

H. B. 230. An Act to amend Chapter 535 of the Session Laws of 1955 relating to the Recorder's Court of Harnett County.

S. R. 160. A Joint Resolution expressing appreciation for the hospitality and constructive program presented by the Seaboard Air Line Railway, the Federal and State Forestry Departments and the forest products users and manufacturers to members of the General Assembly.

H. B. 99. An Act to extend the territorial jurisdiction of the city police department of the Town of Black Mountain in Buncombe County.

H. B. 212. An Act to amend Chapter 1235 of the Session Laws of 1959, relating to recording land surveys, so as to exempt Richmond County therefrom.

H. B. 265. An Act relating to the compensation of certain officials, jurors and witnesses in Cherokee County.

On motion of Representative Wilson, duly seconded, the House adjourns to meet tomorrow at 12 o'clock noon.

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## FORTY-NINTH DAY

HOUSE OF REPRESENTATIVES  
Wednesday, April 5, 1961

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hunt.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Jones, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

## OATH OF MEMBER

Mr. Speaker Hunt recognizes the Gentleman from Bertie, Representative Spruill, who presents member nominee, Mrs. J. M. Phelps from Washington County who, escorted to the dais by Representatives Spruill, Quinn, Cohoon and Davis of Lenoir, presents the following commission:

WHEREAS, the Honorable J. M. Phelps, elected Representative of Washington County in the House of Representatives of the 1961 General Assembly, is deceased, and

WHEREAS, the provisions of Article II, Section 13 of the Constitution of North Carolina and Section 163-6 of the North Carolina General Statutes require that the vacancy created by the death of the Honorable J. M. Phelps be filled by appointment of the person selected by the Executive Committee of the Democratic Party of Washington County, and

WHEREAS, the Executive Committee of the Democratic Party of Washington County has notified me of the selection of Mrs. J. M. Phelps of Creswell, North Carolina, to fill the said vacancy.

I do by these presents appoint,  
MRS. J. M. PHELPS,  
a member of the  
HOUSE OF REPRESENTATIVES  
1961 General Assembly

IN WITNESS WHEREOF, I have hereunto signed my name and affixed the Great Seal of State at the Capitol in the City of Raleigh, this thirtieth day of March in the year of our Lord, one thousand nine hundred and sixty-one and in the one hundred and eighty-fifth year of our American Independence.

(Signed) TERRY SANFORD  
*Governor*

By the Governor:  
Thad Eure,  
Secretary of State

Mrs. Phelps takes the oath of office as follows administered by Associate Justice R. Hunt Parker of the Supreme Court of North Carolina:

"I, Mrs. J. M. Phelps, solemnly swear that I will support the Constitution and Laws of the United States; and I do solemnly and sincerely swear that I will be faithful and bear true allegiance to the State of North Carolina, and to the constitutional powers and authorities which are or may be established for the government thereof; and that I will endeavor to support, maintain, and defend the Constitution of said State, not inconsistent with the Constitution of the United States, to the best of my knowledge and ability; and I do further solemnly swear that I will faithfully discharge my duties as a member of the House of Representatives of the 1961 General Assembly of the State of North Carolina according to the best of my skill and ability and according to law, so help me, God."

(Signed) MRS. J. M. PHELPS

Oath administered April 5, 1961.  
Sworn to and subscribed before me  
this 5th day of April, 1961.  
R. Hunt Parker, Associate Justice  
Supreme Court of North Carolina

On motion of Representative Hines, Margaret Sperry Baxter, Thomas Charles Baxter, and Edward York Baxter of Guilford County are made honorary page and pages, respectively, of the House of Representatives.

Mr. Speaker Hunt makes Hugh Joseph Beard, McDaniel Lewis Beard of Larchmont, New York, and Mark Johnson of Guilford County honorary pages of the House of Representatives.

On motion of Representative Watkins, the courtesies of the floor are extended the Honorable Frank Hancock, Sr., a former member of the House and Senate, from Granville County and also a former United States Congressman from the Fifth District.

On motion of Representative Courtney, the rules are suspended so that Miss Barbara Ann Deal of Caldwell County, first place winner in the State finals of the American Legion oratorical contest, may come to the dais and deliver her oration, "I am Freedom".

#### REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Representative Jordan, for the Committee on Counties, Cities and Towns.

Committee Substitute for H. B. 232, a bill to be entitled an act to amend General Statutes 105-287 relating to listing and assessment of taxes in Mecklenburg County.

With an unfavorable report as to bill, favorable as to committee substitute bill.

On motion of Representative Jordan the substitute bill is adopted.

H. B. 325, a bill to be entitled an act relating to the election and terms of office of the mayor and members of the Board of Commissioners of the Town of Denton in Davidson County.

With a favorable report.

H. B. 328, a bill to be entitled an act to require a permit authorizing construction of buildings and improvements in Dare County.

With a favorable report.

H. B. 331, a bill to be entitled an act to extend the jurisdiction of police officers to one mile beyond the city limits of the Town of Columbia.



With a favorable report.

H. B. 334, a bill to be entitled an act to authorize the Board of County Commissioners of Jackson County to place certain surplus funds into a special fund to be used for welfare and other purposes.

With a favorable report.

H. B. 345, a bill to be entitled an act to amend Chapter 1427 of the Session Laws of 1957 relating to contributions to the Western North Carolina Regional Planning Commission.

With a favorable report.

H. B. 347, a bill to be entitled an act to authorize the Charlotte City Council to establish building set-back lines on streets within its planning jurisdiction.

With a favorable report.

H. B. 363, a bill to be entitled an act to exempt Martin County from General Statutes 113-247 relating to fishing on Sunday.

With a favorable report.

S. B. 121, a bill to be entitled an act to amend General Statutes 160-227.1 authorizing the Town of Raeford to regulate the platting and recording of subdivisions of land and requiring the appointment of additional members to the Raeford Planning Board prior to exercising such authority.

With a favorable report.

By Representative Taylor, for the Committee on Courts and Judicial Districts.

H. B. 291, a bill to be entitled an act to amend General Statutes 7-70 relating to the terms of Superior Court to be held in Gates and Hyde Counties.

With a favorable report.

By Representative Henley, for the Committee on Education.

H. B. 197, a bill to be entitled an act to provide for the nomination and election of the County Board of Education in Jackson County.

With a favorable report.

H. B. 237, a bill to be entitled an act to amend Chapter 279 of the Public Local Laws of 1937, as amended, for the purpose of extending the provisions of same to recreational facilities, athletic fields and stadium of public schools.

With a favorable report, as amended.

H. B. 245, a bill to be entitled an act to provide for the election of the County Board of Education in Stanly County.

With a favorable report, as amended.

H. R. 350, a joint resolution authorizing the appointment of a Commission for the purpose of making a study and report on the potential benefits which may be possible through a reorganization of school administrative units and to report the recommendations of the Commission to the 1963 Session of the General Assembly.

With a favorable report.

On motion of Representative Henley the bill is recommitted to Committee on Appropriations.

By Representative Wooten, for the Committee on Judiciary No. 1.

H. B. 107, a bill to be entitled an act to amend various sections of Chapter 20 of the General Statutes so as to make the law with regard to registration conform with the Vehicle Financial Responsibility Act of 1957.

With a favorable report, as amended.

On motion of Representative Everett the bill is recommitted to Committee on Insurance.

H. B. 116, a bill to be entitled an act to amend Chapter 1273 relating to the regulation of motor vehicles at the Greensboro-High Point Airport.

With a favorable report, as amended.

H. B. 169, a bill to be entitled an act to amend General Statutes 33-42.1 relating to the requirement that securities and bank statements be exhibited where the fiduciary is a bank or trust company organized under the laws of the State of North Carolina.

With an unfavorable report.

H. B. 246, a bill to be entitled an act to amend General Statutes 14-360 relative to cruelty to animals.

With a favorable report.

H. B. 292, a bill to be entitled an act relating to mosquito control in Pamlico County.

With a favorable report, as amended.

H. B. 302, a bill to be entitled an act to amend General Statutes 33-42.1 relating to the requirement that guardians exhibit securities and bank statements to the Clerk of Superior Court.

With a favorable report.

By Representative Belk, for the Committee on Public Utilities.

H. B. 267, a bill to be entitled an act to amend General Statutes 40-2 so as to authorize the exercise of the right of eminent domain by public sewerage systems.

With a favorable report.

By Representative Gregory of Harnett, for the Committee on Salaries and Fees.

H. B. 314, a bill to be entitled an act to authorize the Board of County Commissioners of Greene County to fix the compensation for the Chairman and other members of the Board.

With a favorable report.

H. B. 315, a bill to be entitled an act to regulate and fix the salaries of elective and other officers of Greene County and to authorize the payment of the law enforcement funds of the ABC Board into the County General Fund of Greene County.

With a favorable report.

H. B. 330, a bill to be entitled an act fixing the salary of the County Accountant and the Assistant to the County Accountant of Mitchell County.

With a favorable report.

H. B. 368, a bill to be entitled an act relating to the compensation of the Jailer of Bladen County.

With a favorable report.

S. B. 102, a bill to be entitled an act to authorize the Board of County Commissioners of Halifax County to levy taxes for the payment of salaries and office expenses for the County Accountant, Farm and Home Demonstration Agents and County Veteran Service Officer.

With a favorable report.

S. B. 110, a bill to be entitled an act to fix the salaries of officials and employees of Henderson County for the two year period beginning July 1, 1961.

With a favorable report.

S. B. 140, a bill to be entitled an act relating to salaries of recorder and prosecuting attorney of the Recorder's Court of Wake Forest in Wake County.

With a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representatives Kemp and Hines:

H. B. 381, a bill to be entitled an act to amend Chapter 396 of the Public-Local Laws of 1941 relating to Justices of the Peace in Guilford County.

Referred to Committee on Justices of the Peace.

By Representative Fearing:



H. B. 382, a bill to be entitled an act to exclude a certain described area from the municipal boundaries of the Town of Kill Devil Hills, Dare County.

Referred to Committee on Counties, Cities and Towns.

By Representatives Woodard of Northampton, Nicholson, Cohoon, Barbee, Griggs, Ferrell and Murphy:

H. B. 383, a bill to be entitled an act to levy a three per cent retail sales tax upon the sale of electric power and piped gas.

Referred to Committee on Finance.

By Representatives Davis of Lenoir, Belk, Blue, Phelps, Cohoon, Rodenbough, Umstead, Wallace, Spruill, Henley, Greenwood, Fearing, Wood, Arledge, Dolley and Quinn.

H. B. 384, a bill to be entitled an act to provide for the establishment of a medical assistance program for the aged in North Carolina.

Referred to Committee on Health.

By Representative Snyder:

H. B. 385, a bill to be entitled an act to increase the civil jurisdiction of the Davidson County Court.

Referred to Committee on Courts and Judicial Districts.

By Representative Speed:

H. B. 386, a bill to be entitled an act to authorize the expenditure of funds by municipalities in Franklin County for the purpose of advertising to promote the public interest and general welfare of said municipalities through industrial development and to authorize appropriation of funds to the Franklin County Industrial Commission for said purpose.

Referred to Committee on Counties, Cities and Towns.

By Representative Green:

H. B. 387, a bill to be entitled an act to provide for the exercise of powers by police officers one mile beyond the corporate limits of the Town of Clark-ton in Bladen County.

Referred to Committee on Counties, Cities and Towns.

And,

H. B. 388, a bill to be entitled an act to amend General Statutes 9-5 to fix the compensation of jurors in the Superior Court of Bladen County.

Referred to Committee on Courts and Judicial Districts.

By Representative Frink:

H. B. 389, a bill to be entitled an act to authorize the qualified voters of the Town of Ocean Isle Beach to determine whether alcoholic beverage

control stores shall be established in said Town and to prescribe the method of operation and the disposition of the net profits thereof.

Referred to Committee on Propositions and Grievances.

And,

H. B. 390, a bill to be entitled an act to authorize the qualified voters of the Town of Long Beach to determine whether alcoholic beverage control stores shall be established in said Town and to prescribe the method of operation and the disposition of the net profits thereof.

Referred to Committee on Propositions and Grievances.

By Representative Braswell:

H. B. 391, a bill to be entitled an act appropriating funds to establish a Museum-Visitor center at Aycock Birthplace state historic site.

Referred to Committee on Appropriations.

By Representative Peel:

H. B. 392, a bill to be entitled an act to amend General Statutes 153-10 relating to the authority of the County Commissioners of Martin County to interdict certain shows.

Referred to Committee on Local Government.

By Representatives Britt and McMillan of Robeson:

H. B. 393, a bill to be entitled an act appointing certain members of the Fairmont City Board of Education.

On motion of Representative Britt the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 38, a bill to be entitled an act to amend the General Statutes of North Carolina by adding thereto Chapter 31A, entitled "Acts Barring Property Rights".

Referred to Committee on Judiciary No. 2.

S. B. 41, a bill to be entitled an act to amend Article I of Chapter 45 of the General Statutes so as to establish the right of installment buyers under conditional sales and purchase money chattel mortgages to possession before default.

Referred to Committee on Judiciary No. 2.

S. B. 76, a bill to be entitled an act to authorize counties to issue bonds for the purpose of erection or purchase of county office buildings.

Referred to Committee on Finance.

S. B. 88, a bill to be entitled an act to amend and clarify the provisions of Chapter<sup>6</sup> 158 of the General Statutes relating to the levying of taxes for local development.

Referred to Committee on Finance.

S. B. 92, a bill to be entitled an act to amend the Motor Vehicle Safety and Financial Responsibility Act of 1953 so that commencement of a proceeding thereunder shall not automatically suspend the order or act of the Commissioner of Motor Vehicles.

Referred to Committee on Insurance.

S. B. 132, a bill to be entitled an act to rewrite Section 14-390 of the General Statutes relating to the furnishing of certain intoxicants, drugs or weapons to inmates of charitable and penal institutions.

Referred to Committee on Penal Institutions.

S. B. 148, a bill to be entitled an act to establish annual awards for outstanding achievements by citizens of North Carolina.

Referred to Committee on Higher Education.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 298, a bill to be entitled an act to amend H. B. 67, enacted by the 1961 Session of the General Assembly of North Carolina, to be designated Chapter 8, Session Laws of 1961, which act relates to the Charter of the City of Fayetteville and the conduct of elections in the City of Fayetteville by the Cumberland County Board of Elections.

Passes its second and third readings and is ordered sent to the Senate.

#### ENROLLED BILLS

Mr. Britt, for the Committee on Enrolled Bills reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 157. An Act to amend S. B. 119, ratified the 21st day of March and becoming Chapter 70 of the Session Laws of 1961, relating to the nomination and election of the Mayor and Commissioners of the City of Lumberton.

H. B. 162. An Act appointing members of the Madison County Board of Education and fixing their terms of office.



H. B. 183. An Act relating to resigned or retired judges of the Superior Court.

H. B. 217. An Act to fix the compensation of the Chairman and members of the Board of Education of Halifax County.

H. B. 218. An Act to fix the compensation of the jurors in Halifax County.

H. B. 256. An Act fixing the salaries and expense allowances of certain officials and employees in Brunswick County.

H. B. 260. An Act relating to the compensation of the Register of Deeds while serving as ex-officio clerk to the County Board of Commissioners of Caswell County.

H. B. 261. An Act to authorize the Board of County Commissioners of Caswell County to fix the salaries of the Solicitor and Judge of the Recorder's Court of Caswell County.

H. B. 262. An Act to amend Chapter 365 of the Session Laws of 1951 relating to the fixing of compensation of the Tax Collector and Tax Supervisor of Caswell County.

H. B. 268. An Act to regulate and fix the fees of jurors in Onslow County.

H. B. 269. An Act relating to the compensation of jurors in Alleghany County.

H. B. 285. An Act to amend the Charter of the Town of Selma, North Carolina, relating to the salaries of the Mayor and the Board of Commissioners.

H. B. 286. An Act to amend Chapter 146 of the Session Laws of 1959 for the purpose of fixing the fees for jurors and grand jurors in Washington County.

On motion of Representative Kerr, duly seconded, the House adjourns and will meet tomorrow at 12 o'clock noon.

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## FIFTIETH DAY

HOUSE OF REPRESENTATIVES

Thursday, April 6, 1961

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hunt.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Jones, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found to be correct, and without objection the same stands approved as written.

On motion of Representative Henley, Patricia and Charles Patterson of Cumberland County are made honorary pagette and page, respectively, of the House of Representatives.

On motion of Representative High, the courtesies of the floor are extended the Honorable Wilson Yarborough, a former member of the House from Cumberland County.

#### REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Representative Arledge, for the Committee on Elections and Election Laws.

H. B. 371, a bill to be entitled an act to provide for the appointment of list takers in Avery County.

With a favorable report.

By Representative Whitehurst, for the Committee on Insurance.

H. B. 204, a bill to be entitled an act to extend the Vehicle Financial Responsibility Act of 1957.

With a favorable report.

On motion of Representative Whitehurst, the bill is placed on the Calendar for Tuesday, April 11, 1961.

By Representative Crawford, for the Committee on Judiciary No. 2.

Committee Substitute for H. B. 214, a bill to be entitled an act to amend General Statutes 136-69 relating to the establishment and laying out of cartways by making the section applicable to private residence driveways.

With an unfavorable report as to bill, favorable as to committee substitute bill.

On motion of Representative Crawford the substitute bill is adopted.

H. B. 327, a bill to be entitled an act to amend General Statutes 20-16(a) to vest authority in the Department of Motor Vehicles to suspend operator or chauffeur's licenses for convictions in federal courts and upon suspension or revocation of military driving privileges.

With a favorable report, as amended.

S. B. 38, a bill to be entitled an act to amend the General Statutes of North Carolina by adding thereto Chapter 31A, entitled "Acts Barring Property Rights".

With a favorable report.

On motion of Representative Crawford, the bill is placed on the Calendar for Tuesday, April 11, 1961.

S. B. 41, a bill to be entitled an act to amend Article 1 of Chapter 45 of the General Statutes so as to establish the right of installment buyers under conditional sales and purchase money chattel mortgages to possession before default.

With a favorable report.

By Representative Harris of Wake, for the Committee on Local Government.

Committee Substitute for H. B. 168, a bill to be entitled an act to extend the jurisdiction for certain purposes of the members of the Police Department of the City of Elizabeth City to the Albemarle Hospital located just outside the city limits.

With an unfavorable report as to bill, favorable as to committee substitute bill.

On motion of Representative Harris of Wake, the substitute bill is adopted.

H. B. 329, a bill to be entitled an act authorizing the Ashe County Board of Education to convey to the Trustees of the Nella Community Club the Graham School property no longer needed for school purposes.

With a favorable report.

H. B. 333, a bill to be entitled an act to authorize the governing body of the Town of Waynesville to establish a retirement or pension fund for employees.

With a favorable report.

H. B. 337, a bill to be entitled an act to amend Chapter 32 of the Private Laws of 1895, the same being the Charter of the Town of Guilford College in Guilford County, North Carolina, so as to change the corporate limits of the town of Guilford College.

With a favorable report.

H B 338, a bill to be entitled an act to amend Chapter 315, Private Laws of 1911, as amended by Chapter 97, Private Laws, Extra Session 1913, relating to the Charter of the Town of Carrboro.

With a favorable report.

H. B. 341, a bill to be entitled an act to amend General Statutes 160-236 to authorize establishment of secondary fire limits within municipalities.

With a favorable report.

H. B. 342, a bill to be entitled an act to amend General Statutes 160-196 relating to incorporation of towns by the Municipal Board of Control.

With a favorable report.



H. B. 346, a bill to be entitled an act relating to the membership of the Pasquotank County Board of Alcoholic Control.

With a favorable report.

H. B. 349, a bill to be entitled an act to amend Chapter 1235 of the 1959 Session Laws relating to plats and subdivisions and land surveys so as to remove the applications of the same to Vance County.

With a favorable report.

H. B. 357, a bill to be entitled an act amending Subsections (2) and (3) of General Statutes 97-2 so as to permit deputy sheriffs in Caswell County to receive the benefits of the Workmen's Compensation.

With a favorable report.

H. B. 358, a bill to be entitled an act to change from one year to two years the terms of office of the Mayor of the Town of Grifton and the Judge of the Recorder's Court of the Town of Grifton.

With a favorable report.

H. B. 361, a bill to be entitled an act fixing the travel allowances of members of the Sheriff's Department of Davie County.

With a favorable report, as amended.

H. B. 369, a bill to be entitled an act to authorize the Board of County Commissioners of Northampton County to call a special election for the authorization of an industrial development tax for Northampton County and to create and fix the powers of an Economic Development Commission for Northampton County.

With a favorable report.

On motion of Representative Harris of Wake the bill is recommitted to Committee on Finance.

S. B. 133, a bill to be entitled an act to amend Chapter 380 of the Private Laws of North Carolina, Session 1915, as amended, changing and adding to certain ward lines of the City of Sanford.

With a favorable report.

S. B. 141, a bill to be entitled an act to amend the law relating to housing authorities and projects for the purpose of extending the benefits to cities and towns of limited population.

With a favorable report.

S. B. 159, a bill to be entitled an act authorizing the Board of Commissioners of Stanly County to extend the period during which it may sit in 1961 as a Board of Equalization and Review.

With a favorable report.

By Representative Delamar, for the Committee on Military Affairs.

S. B. 71, a bill to be entitled an act to amend Chapter 127 of the General Statutes relating to the composition of the National Guard and relative rank among officers of the same grade in the National Guard.

With a favorable report.

By Representative Quinn, for the Committee on Roads and Highway Safety.

H. B. 281, a bill to be entitled an act to increase the criminal penalty for failure to dim motor vehicle head lights.

With a favorable report, as amended.

H. B. 308, a bill to be entitled an act to amend General Statutes 20-185 relating to certain benefit allowance to inspectors and weight station operators employed by the Department of Motor Vehicles.

With a favorable report.

H. B. 379, a bill to be entitled an act to amend Chapter 136 of the General Statutes relating to the organization of the State Highway Commission.

With a favorable report, as amended.

S. B. 28, a bill to be entitled an act to amend General Statutes 153-9 so as to empower Board of County Commissioners to regulate and control parking of motor vehicles on county-owned property.

With a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representative Frink:

H. B. 394, a bill to be entitled an act to amend Chapter 519 of the Session Laws of 1959 relating to the disposition of the net profits from Alcoholic Beverage Control Stores in the Town of Shallotte.

Referred to Committee on Propositions and Grievances.

By Representative Spruill:

H. B. 395, a bill to be entitled an act to validate tax levies and tax sales in the Town of Aulander.

Referred to Committee on Counties, Cities and Towns.

And,

H. B. 396, a bill to be entitled an act to amend General Statutes 7-70 relating to the terms of Superior Court in Bertie County.

Referred to Committee on Courts and Judicial Districts.

And,

H. B. 397, a bill to be entitled an act to amend General Statutes 153-9.35½ by adding Bertie County thereto and ratifying prior appropriation of Bertie County.

Referred to Committee on Counties, Cities and Towns.

And,

H. B. 398, a bill to be entitled an act to validate tax levies and tax sales in Bertie County.

Referred to Committee on Counties, Cities and Towns.

By Representative Randall:

H. B. 399, a bill to be entitled an act to authorize the Sheriff of Henderson County to appoint and fix the compensation of two additional deputy sheriffs.

Referred to Committee on Salaries and Fees.

By Representative Nicholson:

H. B. 400, a bill to be entitled an act to authorize the Town of Rockingham to sell certain lands at private sale.

Referred to Committee on Local Government.

And,

H. B. 401, a bill to be entitled an act to give the Sheriff of Richmond County the care, custody and control of the jail of said county; to provide for the appointment of certain deputy sheriffs and fix their compensation, and to provide certain allowances for the maintenance and operation of the office of Sheriff of Richmond County, and to fix the compensation of the Clerk of the Superior Court for his services as Juvenile Judge.

Referred to Committee on Salaries and Fees.

By Representative Calder:

H. B. 402, a bill to be entitled an act extending the corporate limits and providing for the election of Commissioners of the Town of Kure Beach, New Hanover County.

Referred to Committee on Local Government.

By Representative Harding:

H. B. 403, a bill to be entitled an act pertaining to Article 3, Chapter 139, of the General Statutes as the same relates to a water shed improvement program in Yadkin County.

Referred to Committee on Water Resources and Control.

By Representative Crawford:



H. B. 404, a bill to be entitled an act to limit the personal property tax exemption of educational institutions to those not operated for profit.

Referred to Committee on Judiciary No. 2.

By Representative Whitehurst:

H. B. 405, a bill to be entitled an act relating to the appointment of a Chief of Police of the Town of Bridgeton in Craven County.

On motion of Representative Whitehurst the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 243, a bill to be entitled an act to amend General Statutes 47-30 to exempt Perquimans County.

Returned for concurrence.

Placed on Calendar for consideration April 7, 1961.

S. B. 96, a bill to be entitled an act to make unlawful the operation of a motor vehicle under the influence of any drug.

Referred to Committee on Roads and Highway Safety.

S. B. 137, a bill to be entitled an act to amend General Statutes 160-200 so as to clarify the provisions relating to municipal support of an art gallery.

Referred to Committee on Local Government.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 237, a bill to be entitled an act to amend Chapter 279 of the Public-Local Laws of 1937, as amended, for the purpose of extending the provisions of same to recreational facilities, athletic fields, and stadiums of public schools.

On motion of Representative Henley, the committee amendment is adopted.

The amendment being material, the adoption of same constitutes the first reading and the bill remains on the Calendar for second roll call reading.

H. B. 292, a bill to be entitled an act relating to mosquito control in Pamlico County.

On motion of Representative Delamar, the committee amendment is adopted.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Cohoon, Cook, Courtney, Crawford, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, and Zollicoffer—114.

Those voting in the negative are: None.

H. B. 328, a bill to be entitled an act to require a permit authorizing construction of buildings and improvements in Dare County.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Cohoon, Cook, Courtney, Crawford, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, and Zollicoffer—114.

Those voting in the negative are: None.

S. B. 102, a bill to be entitled an act to authorize the Board of County Commissioners of Halifax County to levy taxes for the payment of salaries and office expenses for the County Accountant, Farm and Home Demonstration Agents, and County Veteran Service Officer.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Cohoon, Cook, Courtney, Crawford, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efrid, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, and Zollicoffer—114.

Those voting in the negative are: None.

H. B. 116, a bill to be entitled an act to amend Chapter 1273 relating to the regulation of motor vehicles at the Greensboro-High Point Airport.

On motion of Representative Hines, the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 197, a bill to be entitled an act to provide for the nomination and election of the County Board of Education in Jackson County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 232, a bill to be entitled an act to amend General Statutes 105-287 relating to listing and assessment of taxes in Mecklenburg County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 245, a bill to be entitled an act to provide for the election of the County Board of Education in Stanly County.

On motion of Representative Henley, the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.



H. B. 291, a bill to be entitled an act to amend General Statutes 7-70 relating to the terms of Superior Court to be held in Gates and Hyde Counties.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 314, a bill to be entitled an act to authorize the Board of County Commissioners of Greene County to fix the compensation for the Chairman and other members of the board.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 315, a bill to be entitled an act to regulate and fix the salaries of elective and other officers of Greene County and to authorize the payment of the law enforcement funds of the ABC Board into the County General Fund of Greene County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 325, a bill to be entitled an act relating to the election and terms of office of the Mayor and members of the Board of Commissioners of the Town of Denton in Davidson County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 330, a bill to be entitled an act fixing the salary of the County Accountant and the Assistant to the County Accountant of Mitchell County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 331, a bill to be entitled an act to extend the jurisdiction of police officers to one mile beyond the city limits of the Town of Columbia.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 334, a bill to be entitled an act to authorize the Board of County Commissioners of Jackson County to place certain surplus funds into a special fund to be used for welfare and other purposes.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 347, a bill to be entitled an act to authorize the Charlotte City Council to establish building setback lines on streets within its planning jurisdiction.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 363, a bill to be entitled an act to exempt Martin County from General Statutes 113-247 relating to fishing on Sunday.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 368, a bill to be entitled an act relating to the compensation of the Jailer of Bladen County.

Passes its second and third readings and is ordered sent to the Senate.

S. B. 110, a bill to be entitled an act to fix the salaries of officials and employees of Henderson County for the two-year period beginning July 1, 1961.

Passes its second and third readings and is ordered enrolled.

S. B. 121, a bill to be entitled an act to amend General Statutes 160-227.1 authorizing the Town of Raeford to regulate the platting and recording of subdivisions of land and requiring the appointment of additional members to the Raeford Planning Board prior to exercising such authority.

Passes its second and third readings and is ordered enrolled.

S. B. 140, a bill to be entitled an act relating to salaries of recorder and prosecuting attorney of the Recorder's Court of Wake Forest in Wake County.

On motion of Representative Harris of Wake consideration of the bill is postponed until tomorrow, April 7, 1961.

H. B. 246, a bill to be entitled an act to amend General Statutes 14-360 relative to cruelty to animals.

On motion of Representative McLaughlin, the bill is laid on the table.

On motion of Representative McLaughlin, the vote by which the bill is laid on the table is reconsidered and this motion is laid on the table.

H. B. 267, a bill to be entitled an act amending General Statutes 40-2 so as to authorize the exercise of the right of eminent domain by public sewerage systems.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 290, a bill to be entitled an act to amend Article 6, Chapter 15, of the General Statutes relating to arrests.

On motion of Representative Jordan, consideration of the bill is postponed until Thursday, April 13, 1961.

H. B. 302, a bill to be entitled an act to amend General Statutes 33-42.1 relating to the requirement that guardians exhibit securities and bank statements to the Clerk of Superior Court.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 345, a bill to be entitled an act to amend Chapter 1427 of the Session Laws of 1957 relating to contributions to the Western North Carolina Regional Planning Commission.

Passes its second and third readings and is ordered sent to the Senate.

On motion of Representative Thomas, the House adjourns to meet tomorrow at 10 o'clock A. M.

## FIFTY-FIRST DAY

HOUSE OF REPRESENTATIVES

Friday, April 7, 1961

The House meets pursuant to adjournment and is called to order by Mr. Speaker<sup>5</sup> Hunt.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Jones, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

Mr. Speaker Hunt makes Roy Rankin of Gaston County an honorary page of the House.

On motion of Representative Leatherman, the courtesies of the floor are extended the Honorable David Clark, a former member of the House of Representatives from Lincoln County.

## COMMITTEE APPOINTMENTS

Mr. Speaker Hunt announces the addition of Representative Whitehurst to the Committee on Water Resources and Control.

On motion of Representative Taylor, Carolyn Wallace of Montgomery County is made an honorary page of the House.

## ENGROSSED BILLS

Representative Thomas, for the Committee on Engrossed Bills, reports the following bills and resolutions have been carefully considered, found to be properly engrossed, and asks that they be sent to the Senate.

It is so ordered.

H. B. 116, a bill to be entitled an act to amend Chapter 1273 relating to the regulation of motor vehicles at the Greensboro-High Point Airport.

H. B. 245, a bill to be entitled an act to provide for the election of the County Board of Education in Stanly County.

## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representatives Leatherman and Hill:

H. B. 406, a bill to be entitled an act to amend General Statutes 105-164.3(23) relating to the definition of "wholesale merchant" for sales tax purposes.

Referred to Committee on Judiciary No. 1.

By Representative Calder:



H. B. 407, a bill to be entitled an act to authorize the Board of Commissioners of the Town of Kure Beach, North Carolina, to levy a tax for the purpose of encouraging the location of businesses and for advertising the recreational advantages and resources of the Town.

Referred to Committee on Finance.

By Representatives Quinn, Britt and Hicks:

H. B. 408, a bill to be entitled an act to provide for the government of the North Carolina Museum of Art.

Referred to Committee on Local Government.

By Representative Ferrell:

H. B. 409, a bill to be entitled an act to amend H. B. 102, ratified the 23rd day of March, 1961, relating to the conveyance of certain property by Pasquotank County to the College of the Albemarle.

Referred to Committee on Local Government.

By Representative Hardy:

H. B. 410, a bill to be entitled an act regulating the fees to be charged by justices of the peace in Greene County.

Referred to Committee on Salaries and Fees.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills which are read the first time and disposed of as follows:

S. B. 79, a bill to be entitled an act to provide that members of the North Carolina State Ports Authority shall serve overlapping terms of six years.

Referred to Committee on Conservation and Development.

S. B. 80, a bill to be entitled an act to vest in the Department of Administration certain controls over the reports and other publications issued by State agencies and institutions.

Referred to Committee on State Government.

S. B. 124, a bill to be entitled an act to amend General Statutes 58-79 to permit investments by Life Insurance Companies in electronic and mechanical machines constituting a data processing and accounting system in North Carolina.

Referred to Committee on Judiciary No. 1.

S. B. 138, a bill to be entitled an act to rewrite Subsection (4) of General Statutes 143-49, relating to the Purchase and Contract Division of the Department of Administration.

Referred to Committee on State Government.

## CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 243, a bill to be entitled an act to amend General Statutes 47-30 to exempt Perquimans County.

On motion of Representative Lane, the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 292, a bill to be entitled an act relating to mosquito control in Pamlico County.

Passes its third reading by the following vote, as amended, and is ordered engrossed.

Those voting in the affirmative are: Representatives Andrews, Arledge, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Cohoon, Cook, Courtney, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Everett, Fearing, Felmet, Ferrell, Fletcher, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Hamrick, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kiser, Lane, Leatherman, Leatherwood, Lupton, Martin, McFadyen, McMillan of Robeson, McMillan of Wake, Murphy, Newman, Osteen, Owens, Palmer, Peel, Pickard, Potts, Quinn, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Watkins, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—99.

Those voting in the negative are: None.

H. B. 328, a bill to be entitled an act to require a permit authorizing construction of buildings and improvements in Dare County.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Andrews, Arledge, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Cohoon, Cook, Courtney, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Everett, Fearing, Felmet, Ferrell, Fletcher, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Hamrick, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kiser, Lane, Leatherman, Leatherwood, Lupton, Martin, McFadyen, McMillan of Robeson, McMillan of Wake, Murphy, Newman, Osteen, Owens, Palmer, Peel, Pickard, Potts, Quinn, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Watkins, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—99.

Those voting in the negative are: None.



S. B. 102, a bill to be entitled an act to authorize the Board of County Commissioners of Halifax County to levy taxes for the payment of salaries and office expenses for the County Accountant, Farm and Home Demonstration Agents and County Veteran Service Officer.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Representatives Andrews, Arledge, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Cohoon, Cook, Courtney, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Everett, Fearing, Felmet, Ferrell, Fletcher, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Hamrick, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kiser, Lane, Leatherman, Leatherwood, Lupton, Martin, McFadyen, McMillan of Robeson, McMillan of Wake, Murphy, Newman, Osteen, Owens, Palmer, Peel, Pickard, Potts, Quinn, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Watkins, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—99.

Those voting in the negative are: None.

H. B. 337, a bill to be entitled an act to amend Chapter 32 of the Private Laws of 1895, the same being the Charter of the Town of Guilford College in Guilford County, North Carolina, as to change the corporate limits of the Town of Guilford College.

On motion of Representative Osteen consideration of the bill is postponed until Monday night, April 10, 1961.

H. B. 338, a bill to be entitled an act to amend Chapter 315, Private Laws of 1911, as amended by Chapter 97, Private Laws, Extra Session 1913, relating to the Charter of the Town of Carrboro.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Cohoon, Cook, Courtney, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Everett, Fearing, Felmet, Ferrell, Fletcher, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Hamrick, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kiser, Lane, Leatherman, Leatherwood, Lupton, Martin, McFadyen, McMillan of Robeson, McMillan of Wake, Murphy, Newman, Osteen, Owens, Palmer, Peel, Pickard, Potts, Quinn, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Watkins, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—99.

Those voting in the negative are: None.



H. B. 168, a bill to be entitled an act to extend the jurisdiction for certain purposes of the members of the police department of the City of Elizabeth City to the Albemarle Hospital located just outside the city limits.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 329, a bill to be entitled an act authorizing the Ashe County Board of Education to convey to the trustees of the Nella Community Club the Graham School property no longer needed for school purposes.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 333, a bill to be entitled an act to authorize the governing body of the Town of Waynesville to establish a retirement or pension fund for employees.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 346, a bill to be entitled an act relating to the membership of the Pasquotank County Board of Alcoholic Control.

Representative Harris of Wake offers an amendment which is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 349, a bill to be entitled an act to amend Chapter 1235 of the 1959 Session Laws relating to plats and subdivisions and land surveys so as to remove the application of the same to Vance County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 357, a bill to be entitled an act amending Subsections (2) and (3) of General Statutes 97-2 so as to permit deputy sheriffs in Caswell County to receive the benefits of the Workmen's Compensation.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 358, a bill to be entitled an act to change from one year to two years the terms of office of the Mayor of the Town of Grifton and the Judge of the Recorder's Court of the Town of Grifton.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 361, a bill to be entitled an act fixing the travel allowances of members of the Sheriff's Department of Davie County.

On motion of Representative Harris of Wake the committee amendment is adopted.

Passes its second and third readings, as amended and is ordered engrossed and sent to the Senate.

H. B. 371, a bill to be entitled an act to provide for the appointment of list takers in Avery County.

Passes its second and third readings and is ordered sent to the Senate.

S. B. 133, a bill to be entitled an act to amend Chapter 380 of the Private Laws of North Carolina, Session 1915, as amended, changing and adding to certain ward lines of the City of Sanford.

On motion of Representative Wicker, consideration of the bill is postponed until Tuesday, April 11, 1961.

S. B. 140, a bill to be entitled an act relating to salaries of recorder and prosecuting attorney of the Recorder's Court of Wake Forest in Wake County.

Passes its second and third readings and is ordered enrolled.

S. B. 159, a bill to be entitled an act authorizing the Board of Commissioners of Stanly County to extend the period which it may sit in 1961 as a Board of Equalization and Review.

Passes its second and third readings and is ordered enrolled.

H. B. 237, a bill to be entitled an act to amend Chapter 279 of the Public-Local Laws of 1937, as amended, for the purpose of extending the provisions of same to recreational facilities, athletic fields and stadiums of public schools.

On motion of Representative Henley, consideration of the bill is postponed until Tuesday, April 11, 1961.

S. B. 141, a bill to be entitled an act to amend the law relating to housing authorities and projects for the purpose of extending the benefits to cities and towns of limited population.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are Representatives Andrews, Arledge, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Cohoon, Cook, Courtney, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Everett, Fearing, Felmet, Ferrell, Fletcher, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Hamrick, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kiser, Lane, Leatherman, Leatherwood, Lupton, Martin, McFadyen, McMillan of Robeson, McMillan of Wake, Murphy, Newman, Osteen, Owens, Palmer, Peel, Pickard, Potts, Quinn, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Watkins, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—99.

Those voting in the negative are: None.

H. B. 214, a bill to be entitled an act to amend General Statutes 136-69 relating to the establishment and laying out of cartways by making the section applicable to private residence driveways.

Passes its second reading.

Representative Peel objects to the third reading.

On motion of Representative Britt, further consideration of the bill is postponed until Tuesday, April 11, 1961.

H. B. 281, a bill to be entitled an act to increase the criminal penalty for failure to dim motor vehicle head lights.

Representative Jackson offers an amendment which is adopted.

The bill failed to pass second reading.

H. B. 308, a bill to be entitled an act to amend General Statutes 20-185 relating to certain benefit allowance to inspectors and weight station operators employed by the Department of Motor Vehicles.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 327, a bill to be entitled an act to amend General Statutes 20-16(a) to vest authority in the Department of Motor Vehicles to suspend operator or chauffeur's licenses for convictions in Federal courts and upon suspension or revocation of military driving privileges.

On motion of Representative Crawford, the committee amendment is adopted.

On motion of Representative Hardy, consideration of the bill is postponed until Tuesday, April 11, 1961.

H. B. 341, a bill to be entitled an act to amend General Statutes 160-236 to authorize establishment of secondary fire limits within municipalities.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 342, a bill to be entitled an act to amend General Statutes 160-196 relating to incorporation of towns by the Municipal Board of Control.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 379, a bill to be entitled an act to amend Chapter 136 of the General Statutes relating to the organization of the State Highway Commission.

On motion of Representative Quinn, consideration of the bill is postponed until Tuesday, April 11, 1961.

S. B. 28, a bill to be entitled an act to amend General Statutes 153-9 so as to empower Board of County Commissioners to regulate and control parking of motor vehicles on county owned property.

Passes its second and third readings and is ordered enrolled.

S. B. 41, a bill to be entitled an act to amend Article I of Chapter 45 of the General Statutes so as to establish the right of installment buyers under conditional sales and purchase money chattel mortgages to possession before default.



On motion of Representative Crawford, consideration of the bill is postponed until Tuesday, April 11, 1961.

S. B. 71, a bill to be entitled an act to amend Chapter 127 of the General Statutes relating to the composition of the National Guard and relative rank among officers of the same grade in the national guard.

Passes its second and third readings and is ordered enrolled.

#### ENROLLED BILLS

Representative Britt, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 373. A Joint Resolution honoring the life and memory of Peter Thurman McNeill, former member of the General Assembly.

S. B. 110. An Act to fix the salaries of officials and employees of Henderson County for the two-year period beginning July 1, 1961.

S. B. 121. An Act to amend General Statutes 160-227.1 authorizing the Town of Raeford to regulate the platting and recording of subdivisions of land and requiring the appointment of additional members to the Raeford Planning Board prior to exercising such authority.

H. B. 73. An Act to clarify General Statutes 15-167 relating to extending a term of court otherwise expiring in the course of a trial.

H. B. 205. An Act to incorporate the Town of Boiling Spring Lakes in Brunswick County.

H. B. 210. An Act to change the date of the municipal election of the Town of Dallas from the last Monday in June to the first Monday in May and to fix the compensation of the Mayor and members of the Board of Aldermen of said Town.

H. B. 242. An Act to amend the General Statutes so as to make married persons under twenty-one years of age competent as to certain transactions, and to validate certain transactions.

H. B. 276. An Act amending H. B. 49 of the 1961 Session, ratified March 14, 1961, and to be codified as Chapter 38 of the Session Laws of 1961, adopting replacement Volumes 2B and 3A of the General Statutes.

H. B. 303. An Act to amend various sections of the General Statutes to change the title of the County Superintendent of Public Welfare to that of County Director of Public Welfare.

H. B. 305. An Act to authorize the Board of County Commissioners of Haywood County to govern and regulate the removal and disposal of trash, garbage, etc., and to contract with municipal corporations relating to the removal and disposal of trash, garbage, etc.

H. B. 306. An Act to amend General Statutes 153-5 so as to provide for a seven-member Board of County Commissioners in Person County who shall be elected by districts.

H. B. 393. An Act appointing certain members of the Fairmont City Board of Education.

H. B. 405. An Act relating to the appointment of a Chief of Police of the Town of Bridgeton in Craven County.

On motion of Representative Eagles, duly seconded, the House adjourns to meet tomorrow at 10 o'clock A. M.

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## FIFTY-SECOND DAY

HOUSE OF REPRESENTATIVES

Saturday, April 8, 1961.

The House meets pursuant to adjournment and is called to order by Representative Harris of Wake, designated by Mr. Speaker Hunt as Speaker Pro Tempore.

The House is led in prayer by Mrs. C. H. Pritchard.

The reading of the Journal of yesterday is dispensed with and without objection the same stands approved as written.

The Chair of its own motion adjourns the Session to meet on Monday night at 8 o'clock.

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## FIFTY-THIRD DAY

HOUSE OF REPRESENTATIVES

Monday Night, April 10, 1961

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hunt.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Jones, for the Committee on the Journal, reports that the Journal of Saturday has been examined, found to be correct, and without objection the same stands approved as written.

On motion of Representative Cook, Wayne G. West, II, grandson of Representative West of Clay, is made an honorary page of the House.

Mr. Speaker Hunt makes Steven Fowler of Jones County and English and Katherine Taylor of New Hanover County, honorary page and pagettes, respectively of the House of Representatives.

On motion of Representative Hill, Randy Scott Patton of Catawba County is made an honorary page of the House.

Mr. Speaker Hunt suspends the rules in order that Mrs. Duncan Thomas Memory of Scotland County, Mother of the Year, may approach the dais where she makes a few remarks.

On motion of Representative Lupton, the courtesies of the floor are extended the Honorable Dick O'Neal, a former member of the House from Hyde County.

On motion of Representative Calder, Rosemary Acquilla Mitchell and Katherine Larson Moore of New Hanover County are made honorary pagettes of the House.

#### ENGROSSED BILLS

Representative Thomas, for the Committee on Engrossed Bills, reports the following bills and resolutions have been carefully considered, found properly engrossed, and asks that they be sent to the Senate.

H. B. 292, a bill to be entitled an act relating to mosquito control in Pamlico County.

H. B. 346, a bill to be entitled an act relating to the membership of the Pasquotank County Board of Alcoholic Control.

H. B. 361, a bill to be entitled an act fixing the travel allowances of members of the Sheriff's Department of Davie County.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representatives Drummond, Wood, Hamrick and Davis of Rowan:

H. R. 411, a joint resolution relative to the status of the Eastern Orthodox Church as one of the major religious faiths.

Referred to Committee on Judiciary No. 1.

By Representative Murphy:

H. B. 412, a bill to be entitled an act to prevent the taking of deer on Turkey Creek, Morgan Creek, and Long Creek with the aid of boats.

Referred to Committee on Wildlife Resources.

By Representatives Hicks, Kennedy, Vogler and Belk:

H. B. 413, a bill to be entitled an act amending General Statutes 165-27 with respect to the appointment of commissioners of the Veterans Recreation Authority of the City of Charlotte.



Referred to Committee on Counties, Cities and Towns.

By Representative Satterfield:

H. B. 414, a bill to be entitled an act to regulate advertising regarding prices and additional construction necessary for completion of "Shell Houses" in North Carolina.

Referred to Committee on Judiciary No. 1.

By Representative Bell:

H. B. 415, a bill to be entitled an act relating to the Morehead City Municipal Hospital.

Referred to Committee on Local Government.

And,

H. B. 416, a bill to be entitled an act to amend Chapter 539 of the Public-Local Laws of 1939, as amended, relating to use of alcoholic beverage control store profits by the Town of Morehead City.

Referred to Committee on Local Government.

By Representatives Bell, Sermons, Wooten, Wicker and Delamar:

H. B. 417, a bill to be entitled an act to authorize counties to regulate the collection of garbage.

Referred to Committee on Local Government.

By Representatives Wallace, Drummond and Quinn:

H. B. 418, a bill to be entitled an act to amend Chapter 96, General Statutes of North Carolina, as amended, known as the Employment Security Law, to provide for the establishment of certain qualifying conditions to promote a closer attachment to the labor force of claimants; to increase benefit payments; to provide for more liberal termination of employers under the law; to provide for the right of appeal by the Commission in certain cases from judgments of Superior Courts; to increase coverage under the law only to the extent that coverage has been increased under the Federal Unemployment Tax Act; and to further clarify certain provisions of said Chapter.

Referred to Committee on Employment Security.

By Representative Spruill:

H. B. 419, a bill to be entitled an act relating to rabies inspectors in Bertie County.

Referred to Committee on Health.

And,

H. B. 420, a bill to be entitled an act prescribing fees to be collected by the Register of Deeds of Bertie County.

Referred to Committee on Judiciary No. 2.

And,

H. B. 421, a bill to be entitled an act relating to the Vice Recorder of Bertie County.

Referred to Committee on Judiciary No. 1.

And,

H. B. 422, a bill to be entitled an act authorizing conveyance of abandoned building at Ashland School in Bertie County to Ashland Baptist Church.

Referred to Committee on Education.

By Representative Braswell:

H. B. 423, a bill to be entitled an act to revise, reorganize and amend the Charter of the City of Goldsboro, North Carolina.

Referred to Committee on Local Government.

By Representative Pickard:

H. B. 424, a bill to be entitled an act relating to the compensation and travel allowance of members of the county board of education and the county board of health of Alamance County.

Referred to Committee on Judiciary No. 2.

By Representative Osteen:

H. B. 425, a bill to be entitled an act to amend General Statutes 44-2 with regard to giving the public notice provided for therein.

Referred to Committee on Judiciary No. 2.

By Representative Felmet:

H. B. 426, a bill to be entitled an act to amend the General Statutes so as to provide that county funds may be deposited in building or savings and loan companies in Haywood County.

Referred to Committee on Counties, Cities and Towns.

By Representative Wall:

H. B. 427, a bill to be entitled an act to amend General Statutes 130-148 relating to the extension of sanitary districts.

Referred to Committee on Local Government.

By Representative Simpson:

H. B. 428, a bill to be entitled an act to authorize the Board of County Commissioners of Burke County to govern and regulate the removal and disposal of trash, garbage, etc., and to contract with municipal corporations relating to the removal and disposal of trash, garbage, etc.

Referred to Committee on Counties, Cities and Towns.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 66, a bill to be entitled an act to establish the Senatorial Districts of the State and to make the apportionment of members of the Senate.

Referred to Committee on Senatorial Districts.

S. B. 142, a bill to be entitled an act to amend General Statutes 113-84 so as to authorize the Wildlife Resources Commission to fix a concurrent open season on doe deer and male deer.

Referred to Committee on Wildlife Resources.

S. B. 150, a bill to be entitled an act to permit the sale of game fish for purposes other than propagation under permit.

Referred to Committee on Wildlife Resources.

S. B. 166, a bill to be entitled an act to amend Chapter 136 of the General Statutes relating to the organization of the State Highway Commission.

Referred to Committee on Roads and Highway Safety.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 338, a bill to be entitled an act to amend Chapter 315, Private Laws of 1911, as amended by Chapter 97, Private Laws, Extra Session 1913, relating to the Charter of the Town of Carrboro.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Drummond, Eagles, Efrd, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of



Clay, Whitehurst, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, and Zollicoffer—112.

Those voting in the negative are: None.

H. B. 337, a bill to be entitled an act to amend Chapter 32 of the Private Laws of 1895, the same being the Charter of the Town of Guilford College in Guilford County, North Carolina, so as to change the corporate limits of the Town of Guilford College.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Drummond, Eagles, Efird, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, and Zollicoffer—112.

Those voting in the negative are: None.

S. B. 141, a bill to be entitled an act to amend the law relating to housing authorities and projects for the purpose of extending the benefits to cities and towns of limited populations.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Delamar, Drummond, Eagles, Efird, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McMillan of Robeson, McMillan of Wake, McPherson, Newman, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Satterfield, Sermons, Simpson, Slagle, Snyder, Story, Taylor, Thornburg, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Wilson, Wood, Woodard of Wilson, and Zollicoffer—100.

Those voting in the negative are: Representatives Kerr, Kiser, McLaughlin, Speed, Spruill, Womble, and Woodard of Northampton—7.

On motion of Representative Johnson, duly seconded, the House adjourns and will meet tomorrow at 12 o'clock noon.

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## FIFTY-FOURTH DAY

HOUSE OF REPRESENTATIVES

Tuesday, April 11, 1961

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hunt.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Greenwood, for the Committee on the Journal, reports the Journal for Monday night has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Felmet, Barbara Stephens of Haywood County is made an honorary pagette of the House of Representatives.

### REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Representative Cohoon, for the Committee on Irrigation and Drainage.

H. B. 233, a bill to be entitled an act to decrease the amount of annual installments of principal that shall become due upon assessment anticipation notes in order to encourage a larger participation in the preservation of soil and land by drainage districts.

With a favorable report.

By Representative Wooten, for the Committee on Judiciary No. 1.

H. B. 92, a bill to be entitled an act to amend Section 22 of Article 2 of Chapter 90 of the General Statutes of North Carolina and to designate terms of office and manner of election of members of the North Carolina State Board of Dental Examiners and to prescribe their qualifications.

With an unfavorable report.

H. B. 366, a bill to be entitled an act to amend General Statutes 20-141.3 relating to pre-arranged racing on streets and highways to provide increased penalties therefor.

With a favorable report.

H. R. 411, a joint resolution relative to the status of the Eastern Orthodox Church as one of the major religious faiths.

With a favorable report.

S. B. 42, a bill to be entitled an act relating to liability of physicians and surgeons for malpractice where the person responsible for the original injury has been released.

With a favorable report.

S. B. 45, a bill to be entitled an act to amend Section 22 of Article 2 of Chapter 90 of the General Statutes of North Carolina and to designate terms of office and manner of election of members of the North Carolina State Board of Dental Examiners and to prescribe their qualifications.

With a favorable report.

By Representative Crawford, for the Committee on Judiciary No. 2.

H. B. 404, a bill to be entitled an act to limit the personal property tax exemption of educational institutions to those not operated for profit.

With a favorable report.

H. B. 420, a bill to be entitled an act prescribing fees to be collected by the Register of Deeds of Bertie County.

With a favorable report.

H. B. 424, a bill to be entitled an act relating to the compensation and travel allowance of members of the County Board of Education and the County Board of Health of Alamance County.

With a favorable report.

H. B. 425, a bill to be entitled an act to amend General Statutes 44-2 with regard to giving the public notice provided for therein.

With a favorable report, as amended.

By Representative Byrum, for the Committee on Propositions and Grievances.

H. B. 389, a bill to be entitled an act to authorize the qualified voters of the Town of Ocean Isle Beach to determine whether Alcoholic Beverage Control Stores shall be established in said town and to prescribe the method of operation and the disposition of the net profits thereof.

With a favorable report.

H. B. 390, a bill to be entitled an act to authorize the qualified voters of the Town of Long Beach to determine whether Alcoholic Beverage Control Stores shall be established in said town and to prescribe the method of operation and the disposition of the net profits thereof.

With a favorable report.



## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representative Davis of Lenoir:

H. R. 429, a joint resolution honoring the memory of Miss Hattie Susan Parrott, one of North Carolina's greatest leaders in the advancement of public education in this state.

Referred to Committee on Education.

By Representative Gregory of Halifax:

H. B. 430, a bill to be entitled an act to amend Chapter 62 of the Session Laws of 1959 relating to the Halifax County Law Enforcement Officers' Relief Act.

Referred to Committee on Salaries and Fees.

By Representative Jones:

H. B. 431, a bill to be entitled an act to levy a tax on the retail sale of chewing gum.

Referred to Committee on Finance.

By Representative Calder:

H. B. 432, a bill to be entitled an act to amend General Statutes 105-141 to provide income tax exemptions for benefits paid under all Workmen's Compensation Acts and similar acts.

Referred to Committee on Finance.

By Representative McFadyen:

H. B. 433, a bill to be entitled an act relating to the compensation of Justices of the Peace in Hoke County.

Referred to Committee on Justices of the Peace.

By Representative Isaac:

H. B. 434, a bill to be entitled an act relating to the issuance of warrants and receipts by Justices of the Peace in Avery County.

Referred to Committee on Justices of the Peace.

By Representative Green:

H. B. 435, a bill to be entitled an act to permit the residents of Bladen County to have the privilege of fishing in that part of Wishart's Township, Robeson County, known and designated as "The Big Swamp", without being required to purchase a state fishing license for the privilege of so doing.

Referred to Committee on Wildlife Resources.

By Representative Kemp and Hines:

H. B. 436, a bill to be entitled an act to amend General Statutes 7-70.2 relating to the drawing of the grand jury and petit jurors for terms of Superior Court in cities other than county seats.

Referred to Committee on Courts and Judicial Districts.

By Representative Frink:

H. B. 437, a bill to be entitled an act authorizing the City of Southport, the Town of Boiling Springs Lake, the Town of Long Beach, and Brunswick County to establish an Airport Commission, which commission shall be vested with the power of eminent domain and the power to issue bonds or other securities or obligations for the purpose of providing funds for the acquisition of lands, construction and operation of said airport facility together with all powers as set out in Chapter 63 of the General Statutes of North Carolina.

Referred to Committee on Judiciary No. 2.

By Representative Leatherman:

H. B. 438, a bill to be entitled an act to amend General Statutes 1-153 so as to permit motions to strike to be heard anywhere within a judicial district.

Referred to Committee on Judiciary No. 1.

And,

H. B. 439, a bill to be entitled an act to amend General Statutes 1-578 so as to permit motions to be heard anywhere within a judicial district.

Referred to Committee on Judiciary No. 1.

By Representative Delamar:

H. B. 440, a bill to be entitled an act to provide for the nomination of the members of the Board of Education of Pamlico County.

Referred to Committee on Education.

By Representatives Hawfield and Drummond:

H. B. 441, a bill to be entitled an act to authorize the operation of summer schools in the public school system of the state.

Referred to Committee on Education.

By Representative Coffey:

H. B. 442, a bill to be entitled an act to fix the compensation of the Chairman and members of the Board of County Commissioners of Watauga County.

Referred to Committee on Salaries and Fees.

By Representative Whitehurst:

H. B. 443, a bill to be entitled an act to exempt from registration those small farm trailers known generally as tobacco handling trailers, tobacco trucks or tobacco trailers when used in connection with harvesting or curing tobacco.

Referred to Committee on Roads and Highway Safety.

By Representatives Crawford and Kerr:

H. B. 444, a bill to be entitled an act to amend the Constitution of North Carolina to authorize the General Assembly to establish a general and uniform system of courts inferior to the superior courts for the counties, cities, and towns of this state.

Referred to Committee on Courts and Judicial Districts.

By Representatives Spruill, Kennedy, Wood, McLaughlin, Thomas, and Harriss of Rowan:

H. B. 445, a bill to be entitled an act to create a State Board of Examiners in Psychology to define the duties and powers of that board; to provide for the examination and certification of psychologists; and to provide penalties for the violation of this Act.

Referred to Committee on Judiciary No. 1.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 95, a bill to be entitled an act to amend General Statutes 20-26 so as to fix the fees for furnishing of driver's license records other than for official use and to provide for the disposition of such fees.

Referred to Committee on Roads and Highway Safety.

S. B. 153, a bill to be entitled an act to regulate the distribution and sale of hunting and fishing licenses.

Referred to Committee on Wildlife Resources.

S. B. 163, a bill to be entitled an act to change the name and style of the Town of Clinton to the City of Clinton and to designate the governing body thereof as the City Council.

Referred to Committee on Local Government.

S. B. 167, a bill to be entitled an act to validate the application of the City of Raleigh for a gasoline tax refund which was filed beyond the date allowed by statute.

Referred to Committee on Finance.

S. B. 168, a bill to be entitled an act to amend the Charter of the City of Raleigh relating to the authority given for appropriating public funds for advertising the advantages of the City of Raleigh to industry.



Referred to Committee on Local Government.

S. B. 173, a bill to be entitled an act to provide for an additional deputy sheriff for Henderson County to be in charge of the Junior Deputy Program of Henderson County.

Referred to Committee on Counties, Cities and Towns.

S. B. 175, a bill to be entitled an act to provide an alternative method of furnishing information on tax rate breakdown to property tax payers.

Referred to Committee on Finance.

H. B. 42, a bill to be entitled an act amending General Statutes 115-70 relating to the appointment of school committees by the county board of education to increase the number of persons to be appointed from five to nine.

Returned for concurrence.

On motion of Representative Riggs the House concurs in the Senate amendment and the bill is ordered enrolled.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 337, a bill to be entitled an act to amend Chapter 32 of the Private Laws of 1895, the same being the Charter of the Town of Guilford College in Guilford County, North Carolina, so as to change the corporate limits of the Town of Guilford College.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efird, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollcoffer—115.

Those voting in the negative are: None.

S. B. 133, a bill to be entitled an act to amend Chapter 380 of the Private Laws of North Carolina, Session 1915, as amended, changing and adding to certain ward lines of the City of Sanford.

Passes its second and third readings and is ordered enrolled.

H. B. 237, a bill to be entitled an act to amend Chapter 279 of the Public-Local Laws of 1937, as amended, for the purpose of extending the provisions of same to recreational facilities, athletic fields and stadiums of public schools.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efrd, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollcoffer—115.

Those voting in the negative are: None.

H. B. 214, a bill to be entitled an act to amend General Statutes 136-69 relating to the establishment and laying out of cartways by making the section applicable to private residence driveways.

Representative Arledge offers an amendment which is adopted.

On motion of Representative Leatherman, consideration of the bill is postponed until tomorrow, April 12, 1961.

H. B. 204, a bill to be entitled an act to extend the Vehicle Financial Responsibility Act of 1957.

On motion of Representative Whitehurst, consideration of the bill is postponed until tomorrow, April 12, 1961.

H. B. 327, a bill to be entitled an act to amend General Statutes 20-16(a) to vest authority in the Department of Motor Vehicles to suspend operator or chauffeur's licenses for convictions in federal courts and upon suspension or revocation of military driving privileges.

On motion of Representative High, consideration of the bill is postponed until Thursday, April 13, 1961.

H. B. 379, a bill to be entitled an act to amend Chapter 136 of the General Statutes relating to the organization of the State Highway Commission.

On motion of Representative Lloyd, the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

S. B. 38, a bill to be entitled an act to amend the General Statutes of North Carolina by adding thereto Chapter 31A, entitled "Acts Barring Property Rights".

Passes its second reading.

Representative Peel objects to the third reading and the bill remains on the Calendar.

S. B. 41, a bill to be entitled an act to amend Article 1 of Chapter 45 of the General Statutes so as to establish the right of installment buyers under conditional sales and purchase money chattel mortgages to possession before default.

On motion of Representative Britt, consideration of the bill is postponed until tomorrow, April 12, 1961.

#### ENROLLED BILLS

Representative Britt, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 28. An Act to amend General Statutes 153-9 so as to empower boards of county commissioners to regulate and control parking of motor vehicles on county-owned property.

S. B. 71. An Act to amend Chapter 127 of the General Statutes relating to the composition of the National Guard and relative rank among officers of the same grade in the National Guard.

S. B. 102. An Act to authorize the Board of County Commissioners of Halifax County to levy taxes for the payment of salaries and office expenses for the County Accountant, Farm and Home Demonstration Agents, and County Veteran Service Officer.

S. B. 140. An Act relating to salaries of recorder and prosecuting attorney of the Recorder's Court of Wake Forest in Wake County.

S. B. 159. An Act authorizing the Board of Commissioners of Stanly County to extend the period during which it may sit in 1961 as a Board of Equalization and Review.

H. B. 98. An Act to repeal certain laws regulating migratory waterfowl shooting hours in Hyde County.

H. B. 207. An Act to reorganize the Board of Conservation and development.



H. B. 229. An Act to rewrite General Statutes 55-22(a) relating to loans and guaranties by a corporation.

H. B. 243. An Act to amend General Statutes 47-30 to exempt Perquimans County.

S. B. 141. An Act to amend the law relating to housing authorities and projects for the purpose of extending the benefits to cities and towns of limited populations.

H. B. 277. An Act to amend General Statutes 105-147 relating to income tax deductions.

H. B. 280. An Act to permit the Town of Highlands in Macon County to lease certain realty for the purposes of establishing and maintaining a botanical garden.

H. B. 322. An Act providing for the regulation of the subdivision of land in Mecklenburg County.

On motion of Representative Davis of Rowan, duly seconded, the House adjourns to meet tomorrow at 12 o'clock Noon.

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## FIFTY-FIFTH DAY

### HOUSE OF REPRESENTATIVES

Wednesday, April 12, 1961

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hunt.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Hill, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

Mr. Speaker Hunt makes Amie Lee Whitaker, Barbara Young, Angela Fogleman, Courtney Benbow, David Linville, and Roy Whitaker of Guilford County, honorary pagettes and pages, respectively, of the House of Representatives.

A leave of absence for Thursday and Friday is granted Representative Drummond.

On motion of Representative Kemp, the courtesies of the floor are extended the Honorable John Caffey, a former member of the House from Guilford County.

On motion by Representative Green, Herbert Thomas Hester of Bladen County is made an honorary page of the House of Representatives.

On motion of Representative Britt H. B. 55, entitled "a bill to be entitled an act to amend the General Statutes of North Carolina by adding thereto Chapter 31A, entitled Acts Barring Property Rights," is recalled from the Committee on Judiciary No. 1 and postponed indefinitely.

On motion of Representative Harris of Wake H. B. 408, entitled "a bill to be entitled an act to provide for the government of the North Carolina Museum of Art", is recalled from the Committee on Local Government and re-referred to the Committee on State Government.

#### ENGROSSED BILLS

Representative Thomas, for the Committee on Engrossed Bills, reports the following bill has been carefully considered, found to be properly engrossed, and asks that it be sent to the Senate.

It is so ordered.

H. B. 379, a bill to be entitled an act to amend Chapter 136 of the General Statutes relating to the organization of the State Highway Commission.

#### REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Representative Bell, for the Committee on Conservation and Development.

S. B. 79, a bill to be entitled an act to provide that members of the North Carolina State Ports Authority shall serve overlapping terms of six years.

With a favorable report.

By Representative Jordan, for the Committee on Counties, Cities and Towns.

H. B. 320, a bill to be entitled an act to amend the General Statutes so as to provide that county funds may be deposited in building or savings and loan companies in Jackson County.

With a favorable report.

H. B. 382, a bill to be entitled an act to exclude a certain described area from the municipal boundaries of the Town of Kill Devil Hills, Dare County.

With a favorable report.

H. B. 386, a bill to be entitled an act to authorize the expenditure of funds by municipalities in Franklin County for the purpose of advertising to promote the public interest and general welfare of said municipalities

through industrial development and to authorize appropriation of funds to the Franklin County Industrial Commission for said purpose.

With a favorable report.

H. B. 387, a bill to be entitled an act to provide for the exercise of powers by police officers one mile beyond the corporate limits of the Town of Clarkton in Bladen County.

With a favorable report.

H. B. 395, a bill to be entitled an act to validate tax levies and tax sales in the Town of Aulander.

With a favorable report.

H. B. 397, a bill to be entitled an act to amend General Statutes 153-9.35½ by adding Bertie County thereto and ratifying prior appropriation of Bertie County.

With a favorable report.

H. B. 398, a bill to be entitled an act to validate tax levies and tax sales in Bertie County.

With a favorable report.

H. B. 413, a bill to be entitled an act amending General Statutes 165-27 with respect to the appointment of Commissioners of the Veterans Recreation Authority of the City of Charlotte.

With a favorable report.

H. B. 426, a bill to be entitled an act to amend the General Statutes so as to provide that county funds may be deposited in building or savings and loan companies in Haywood County.

With a favorable report.

H. B. 428, a bill to be entitled an act to authorize the Board of County Commissioners of Burke County to govern and regulate the removal and disposal of trash, garbage, etc., and to contract with municipal corporations relating to the removal and disposal of trash, garbage, etc.

With a favorable report.

S. B. 173, a bill to be entitled an act to provide for an additional deputy sheriff for Henderson County to be in charge of the Junior Deputy Program of Henderson County.

With a favorable report.

By Representative Taylor, for the Committee on Courts and Judicial Districts.

H. B. 385, a bill to be entitled an act to increase the civil jurisdiction of the Davidson County Court.

With a favorable report.



H. B. 388, a bill to be entitled an act to amend General Statutes 9-5 to fix the compensation of jurors in the Superior Court of Bladen County.

With a favorable report.

H. B. 396, a bill to be entitled an act to amend General Statutes 7-70 relating to the terms of Superior Court in Bertie County.

With a favorable report.

S. B. 63, a bill to be entitled an act to amend General Statutes 7-70 relating to the terms of Superior Court in Rowan County.

With a favorable report.

By Representative Henley, for the Committee on Education.

H. B. 88, a bill to be entitled an act to further amend Chapter 93 of the Private Laws of 1907 relating to the election of trustees of the Glen Alpine Graded School District, as amended by Chapter 1219, Session Laws of 1959.

With an unfavorable report.

H. B. 422, a bill to be entitled an act authorizing conveyance of abandoned building at Ashland School in Bertie County to Ashland Baptist Church.

With a favorable report.

H. R. 429, a joint resolution honoring the memory of Miss Hattie Susan Parrott, one of North Carolina's greatest leaders in the advancement of public education in this State.

With a favorable report.

H. B. 440, a bill to be entitled an act to provide for the nomination of the members of the Board of Education in Pamlico County.

With a favorable report.

S. B. 87, a bill to be entitled an act to repeal Chapter 78 of the Session Laws of 1959 relating to the selection of members of the Jackson County Board of Education.

With an unfavorable report.

By Representative Wicker, for the Committee on Finance.

H. B. 369, a bill to be entitled an act to authorize the Board of County Commissioners of Northampton County to call a special election for the authorization of an industrial development tax for Northampton County and to create and fix the powers of an economic development commission for Northampton County.

With a favorable report.

H. B. 407, a bill to be entitled an act to authorize the Board of Commissioners of the Town of Kure Beach, North Carolina, to levy a tax for the purpose of encouraging the location of businesses and for advertising the recreational advantages and resources of the Town.

With a favorable report.

S. B. 107, a bill to be entitled an act to provide an election for establishment of the Kelly Dike District in Frenches Creek Township, Bladen County, and for the levy and collection of an ad valorem tax for repair, construction, and maintenance of a dike in said district for flood control.

With a favorable report.

S. B. 152, a bill to be entitled an act to validate the application of the City of Rocky Mount for certain gasoline tax refunds.

With a favorable report.

By Representative Whitehurst, for the Committee on Insurance.

H. B. 107, a bill to be entitled an act to amend various sections of Chapter 20 of the General Statutes so as to make the law with regard to registration conform with The Vehicle Financial Responsibility Act of 1957.

With a favorable report, as amended.

S. B. 125, a bill to be entitled an act to amend Chapter 58, Article 22 relating to reserve valuation and nonforfeiture benefits of life insurance policies.

With a favorable report.

By Representative Harris of Wake, for the Committee on Local Government.

S. B. 168, a bill to be entitled an act to amend the Charter of the City of Raleigh relating to the authority given for appropriating public funds for advertising the advantages of the City of Raleigh to industry.

With a favorable report.

H. B. 343, a bill to be entitled an act to amend General Statutes 160-183(a) by rewriting the definition of "Municipality" therein.

With a favorable report.

H. B. 392, a bill to be entitled an act to amend General Statutes 153-10 relating to the authority of the County Commissioners of Martin County to interdict certain shows.

With a favorable report.

H. B. 400, a bill to be entitled an act to authorize the Town of Rockingham to sell certain lands at private sale.

With a favorable report.

H. B. 402, a bill to be entitled an act extending the corporate limits and providing for the election of Commissioners of the Town of Kure Beach, New Hanover County.

With a favorable report.

H. B. 409, a bill to be entitled an act to amend H. B. 102, ratified the 23rd day of March, 1961, relating to the conveyance of certain property by Pasquotank County to the College of the Albemarle.

With a favorable report.

H. B. 415, a bill to be entitled an act relating to the Morehead City Municipal Hospital.

With a favorable report.

H. B. 416, a bill to be entitled an act to amend Chapter 539 of the Public-Local Laws of 1939, as amended, relating to use of Alcoholic Beverage Control Store profits by the Town of Morehead City.

With a favorable report.

H. B. 417, a bill to be entitled an act to authorize counties to regulate the collection of garbage.

With a favorable report.

S. B. 163, a bill to be entitled an act to change the name and style of the Town of Clinton to the City of Clinton and to designate the governing body thereof as the City Council.

With a favorable report.

By Representative Belk, for the Committee on Public Utilities.

H. B. 266, a bill to be entitled an act to amend Chapter 62 of the General Statutes relating to public utilities.

With a favorable report.

By Representative Gregory of Harnett, for the Committee on Salaries and Fees.

H. B. 160, a bill to be entitled an act relating to the compensation of the Clerk of the Superior Court, the Register of Deeds, the Sheriff, and their employees, assistants and deputies, of Wilkes County.

With a favorable report, as amended.

H. B. 401, a bill to be entitled an act to give the Sheriff of Richmond County the care, custody and control of the jail of said County; to provide for the appointment of certain deputy sheriffs and fix their compensation, and to provide certain allowances for the maintenance and operation of the office of Sheriff of Richmond County, and to fix the compensation of the Clerk of the Superior Court for his services as Juvenile Judge.

With a favorable report, as amended.

H. B. 410, a bill to be entitled an act regulating the fees to be charged by Justice of the Peace in Greene County.

With a favorable report.



H. B. 430, a bill to be entitled an act to amend Chapter 62 of the Session Laws of 1959 relating to the Halifax County Law Enforcement Officers' Relief Act.

With a favorable report.

H. B. 442, a bill to be entitled an act to fix the compensation of the chairman and members of the Board of County Commissioners of Watauga County.

With a favorable report.

By Representative Hicks, for the Committee on State Government.

S. B. 80, a bill to be entitled an act to vest in the Department of Administration certain controls over the reports and other publications issued by state agencies and institutions.

With a favorable report.

S. B. 138, a bill to be entitled an act to rewrite Subsection (4) of General Statutes 143-49 relating to the Purchase and Contract Division of the Department of Administration.

With a favorable report.

By Representative Murphy, for the Committee on Water Resources and Control.

H. B. 123, a bill to be entitled an act to amend the provision of Chapter 264, Session Laws of 1957, relating to the discharge of sewerage and wastes into the waters of the Neuse River, and allowing an additional two years for implementation by the City of Kinston.

With an unfavorable report.

H. B. 295, a bill to be entitled an act to amend General Statutes 143-355 relating to investigation and approval of applications for the use of waters for irrigation purposes.

With a favorable report.

H. B. 365, a bill to be entitled an act to amend Chapter 264, Session Laws of 1957, relating to the discharge of sewerage and wastes into the waters of the Neuse River by allowing an additional two years for implementation.

With a favorable report.

H. B. 403, a bill to be entitled an act pertaining to Article 3, Chapter 139 of the General Statutes as the same relates to a water shed improvement program in Yadkin County.

With a favorable report.

On motion of Representative Murphy the bill is recommitted to Committee on Finance.

## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representative Felmet:

H. B. 446, a bill to be entitled an act to repeal Sections 1 and 2 of Chapter 173, Session Laws of 1959, and to repeal Chapter 724, Session Laws of 1957, so as to create the office of Tax Supervisor for Haywood County, and to provide for the appointment and compensation of the said Tax Supervisor by the Board of County Commissioners of Haywood County.

Referred to Committee on Counties, Cities and Towns.

By Representative Hawfield:

H. B. 447, a bill to be entitled an act to amend General Statutes 152-1 so as to authorize the Clerk of the Superior Court of Union County to appoint an assistant coroner and to amend General Statutes 152-5 relating to the compensation of the coroner of Union County.

Referred to Committee on Local Government.

By Representative Ferrell:

H. B. 448, a bill to be entitled an act fixing the salaries of certain officials in Pasquotank County.

Referred to Committee on Salaries and Fees.

By Representative Dolley and Efrid:

H. B. 449, a bill to be entitled an act to extend the terms of certain members of the Board of Education of Gaston County.

Referred to Committee on Education.

By Representative Peel:

H. B. 450, a bill to be entitled an act to amend General Statutes 9-5 to fix the compensation of jurors in the Superior Court of Martin County.

Referred to Committee on Salaries and Fees.

By Representative Lane:

H. B. 451, a bill to be entitled an act to authorize Perquimans County Drainage District Number 4 to expend funds.

Referred to Committee on Judiciary No. 1.

By Representative Watkins:

H. B. 452, a bill to be entitled an act to authorize the Board of County Commissioners of Granville County to pay the expenses of the officers of said County in attending the conventions of their respective groups and in attending the training courses for said officers conducted by the Institute of Government.

Referred to Committee on Salaries and Fees.

By Representative High:

H. B. 453, a bill to be entitled an act amending and rewriting certain provisions of Chapter 86 of the General Statutes of North Carolina entitled "Barbers".

Referred to Committee on Judiciary No. 2.

By Representative Satterfield:

H. R. 454, a joint resolution requesting the United States Department of Agriculture and the North Carolina Delegation in the Congress of the United States to re-study the price support program for tobacco to the end that a support level of 90 per centum of the parity price be established in North Carolina.

Referred to Committee on Agriculture.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 149, a bill to be entitled an act to permit invited guests of the owners to fish in private ponds without licenses.

Referred to Committee on Wildlife Resources.

S. B. 174, a bill to be entitled an act to amend Chapter 1235 of the 1959 Session Laws rewriting General Statutes 47-30 and General Statutes 47-32 relating to plats, subdivisions, and land surveys so as to provide said Act shall not apply to Davie and Granville Counties.

Referred to Committee on Judiciary No. 2.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 389, a bill to be entitled an act to authorize the qualified voters of the Town of Ocean Isle Beach to determine whether alcoholic beverage control stores shall be established in said Town and to prescribe the method of operation and the disposition of the net profits thereof.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 390, a bill to be entitled an act to authorize the qualified voters of the Town of Long Beach to determine whether alcoholic beverage control stores shall be established in said Town and to prescribe the method of operation and the disposition of the net profits thereof.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 420, a bill to be entitled an act prescribing fees to be collected by the Register of Deeds of Bertie County.



Passes its second and third readings and is ordered sent to the Senate.

H. B. 424, a bill to be entitled an act relating to the compensation and travel allowance of members of the County Board of Education and the County Board of Health of Alamance County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 237, a bill to be entitled an act to amend Chapter 279 of the Public-Local Laws of 1937, as amended, for the purpose of extending the provisions of same to recreational facilities, athletic fields and stadiums of public schools.

Passes its third reading by the following vote, as amended, and is ordered Enrolled.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Le-noir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lupton, Martin, McFadyen, McLaughlin, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—116.

Those voting in the negative are: None.

H. B. 214, a bill to be entitled an act to amend General Statutes 136-69 relating to the establishment and laying out of cartways by making the section applicable to private residence driveways.

On motion of Representative Crawford, the vote by which the bill, as amended, passed its second reading is reconsidered.

On motion of Representative Crawford the bill is re-referred to the Committee on Judiciary No. 2.

S. B. 38, a bill to be entitled an act to amend the General Statutes of North Carolina by adding thereto Chapter 31A, entitled "Acts Barring Property Rights."

Passes its third reading and is ordered enrolled.

H. B. 204, a bill to be entitled an act to extend The Vehicle Financial Responsibility Act of 1957.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 233, a bill to be entitled an act to decrease the amount of annual installments of principal that shall become due upon assessment anticipation notes in order to encourage a larger participation in the preservation of soil and land by drainage districts.

On motion of Representative Cohoon, the bill is re-referred to Committee on Judiciary No. 1.

H. B. 366, a bill to be entitled an act to amend General Statutes 20-141.3 relating to prearranged racing on streets and highways to provide increased penalties therefor.

Representative Reid calls the previous question. The call is sustained.

The question now recurs to the passage of the bill on its second reading.

Passes its second reading.

Representative Davis of Rowan objects to the third reading and the bill is placed on the Calendar for tomorrow.

H. B. 404, a bill to be entitled an act to limit the personal property tax exemption of educational institutions to those not operated for profit.

Passes its second and third readings and is ordered sent to the Senate.

H. R. 411, a joint resolution relative to the status of the Eastern Orthodox Church as one of the major religious faiths.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 425, a bill to be entitled an act to amend General Statutes 44-2 with regard to giving the public notice provided for therein.

On motion of Representative Crawford, the Committee amendments are adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

S. B. 41, a bill to be entitled an act to amend Article 1 of Chapter 45 of the General Statutes so as to establish the right of installment buyers under conditional sales and purchase money chattel mortgages to possession before default.

Passes its second and third readings and is ordered enrolled.

S. B. 42, a bill to be entitled an act relating to liability of physicians and surgeons for malpractice where the person responsible for the original injury has been released.

Passes its second and third readings and is ordered enrolled.

S. B. 45, a bill to be entitled an act to amend Section 22 of Article 2 of Chapter 90 of the General Statutes of North Carolina and to designate terms of office and manner of election of members of the North Carolina State Board of Dental Examiners and to prescribe their qualifications.

Passes its second and third readings and is ordered enrolled.

## ENROLLED BILLS

Representative Britt, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 133. An Act to amend Chapter 380 of the Private Laws of North Carolina, Session 1915, as amended, changing and adding to certain ward lines of the City of Sanford.

H. B. 42. An Act amending General Statutes 115-70 relating to the appointment of school committees by the County Board of Education to increase the number of persons to be appointed from five to nine.

H. B. 206. An Act to authorize the County of Wake to establish and operate a county library and to authorize the establishment of library branches within incorporated cities of Wake County.

H. B. 219. An Act to authorize the Board of County Commissioners of Halifax County to levy a special tax to be used to enlarge the County Courthouse.

H. B. 259. An Act to amend Chapter 212 of the 1959 Session Laws relating to county elections on the question of levying taxes for industrial development purposes so as to make the same apply to Caswell County.

H. B. 293. An Act to authorize the Board of Commissioners of Pamlico County to levy certain special taxes and to limit the rates of tax to amounts necessary to finance certain special purposes.

On motion of Representative Hines, duly seconded, the House adjourns until tomorrow at 12 o'clock Noon.

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FIFTY-SIXTH DAY

HOUSE OF REPRESENTATIVES  
Thursday, April 12, 1961

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hunt.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Jones, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Hicks, James Stephen Hicks of Mecklenburg County is made an honorary page of the House of Representatives.



On motion of Representative McLaughlin, Neil McLaughlin of Iredell County is made an honorary page of the House of Representatives.

#### ENGROSSED BILLS

Representative Thomas, for the Committee on Engrossed Bills, reports the following bills and resolutions have been carefully considered, found properly engrossed, and asks that they be sent to the Senate.

It is so ordered.

H. B. 237, a bill to be entitled an act to amend Chapter 279 of the Public-Local Laws of 1937, as amended, for the purpose of extending the provisions of same to recreational facilities, athletic fields and stadiums of public schools.

H. B. 425, a bill to be entitled an act to amend General Statutes 44-2 with regard to giving the public notice provided for therein.

#### REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Representative Wooten, for the Committee on Judiciary No. 1.

H. B. 316, a bill to be entitled an act to provide for the removal of fiduciaries who cannot be found.

With a favorable report.

H. B. 317, a bill to be entitled an act to prevent payment of commissions to personal representatives guilty of misconduct or default.

With a favorable report.

H. B. 318, a bill to be entitled an act increasing the year's allowance of widows and minor children.

With a favorable report.

H. B. 319, a bill to be entitled an act providing for service of petition or complaint upon each defendant in a contested special proceeding.

With a favorable report, as amended.

H. B. 359, a bill to be entitled an act to amend General Statutes 153-266.9 so as to make the provisions of Article 20-A of Chapter 153 of the General Statutes applicable to Surry County.

With a favorable report.

H. B. 380, a bill to be entitled an act to prohibit the practice of phrenology, palmistry, fortune telling or clairvoyance in Iredell County.

With a favorable report.

H. B. 451, a bill to be entitled an act to authorize Perquimans County Drainage District Number 4 to expend funds.

With a favorable report.

S. B. 72, a bill to be entitled an act amending General Statutes 48-2(3) relating to the definition of abandonment for adoption purposes.

With a favorable report.

S. B. 115, a bill to be entitled an act to amend Chapter 400 of the Private Laws of North Carolina, Session of 1913, containing the legislative charter of The Moses H. Cone Memorial Hospital.

With a favorable report.

By Representative Crawford, for the Committee on Judiciary No. 2.

H. B. 437, a bill to be entitled an act authorizing the City of Southport, the Town of Boiling Springs Lake, the Town of Long Beach, and Brunswick County to establish an Airport Commission, which Commission shall be vested with the power of eminent domain and the power to issue bonds or other securities or obligations for the purpose of providing funds for the acquisition of lands, construction and operation of said airport facility together with all powers as set out in Chapter 63 of the General Statutes of North Carolina.

With a favorable report.

On motion of Representative Crawford the bill is recommitted to Committee on Finance.

By Representative Quinn, for the Committee on Roads and Highway Safety.

H. B. 443, a bill to be entitled an act to exempt from registration those small farm trailers known generally as tobacco handling trailers, tobacco trucks or tobacco trailers when used in connection with harvesting or curing tobacco.

With a favorable report.

H. B. 271, a bill to be entitled an act to amend General Statutes 20-185(h) to provide subsistence allowances for driver-license hearing officers.

With a favorable report, as amended.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representative Barbee:

H. R. 455, a joint resolution authorizing the Governor to appoint a commission to study the necessity and advisability of the establishment of a school for the deaf in eastern North Carolina.

Referred to Committee on Education.

By Representative Bell:

H. B. 456, a bill to be entitled an act to amend General Statutes 105-122 so as to remove the deductions of indebtedness against real estate in the franchise tax base.

Referred to Committee on Finance.

By Representative Belk:

H. B. 457, a bill to be entitled an act to fix retirement benefits of members of the Utilities Commission.

Referred to Committee on Public Utilities.

By Representatives Wooten, Everett, Hardy, Pickard, Barbee, Hill, Sermons, Wallace, Fearing, Watkins, McFadyen, Lupton, McMillan of Robeson and Williamson:

H. B. 458, a bill to be entitled an act to amend the Vehicle Financial Responsibility Act of 1957 so as to eliminate certain reporting, to provide for certification of insurance, to provide penalties for false certification, and for other purposes.

Referred to Committee on Judiciary No. 1.

By Representative Cook:

H. B. 459, a bill to be entitled an act to amend Article 17A of Chapter 7 of the General Statutes relating to warrants and receipts so as to include Macon County.

Referred to Committee on Judiciary No. 2.

By Representative Kerr:

H. B. 460, a bill to be entitled an act to include Warren County within the provisions of Articles 20A and 20B of Chapter 153 of the General Statutes relating to subdivisions and zoning and regulations of buildings within the several counties of the State.

Referred to Committee on Judiciary No. 2.

And,

H. B. 461, a bill to be entitled an act to license and regulate water well contractors.

Referred to Committee on Judiciary No. 2.

By Representatives Osteen, Coffey, Cook, Fletcher, Garner, Harding, Isaac, Randall, Simpson, Slagle, Snyder, Story, West of Cherokee, West of Clay, and Whitley:

H. B. 462, a bill to be entitled an act to amend General Statutes 120-1 with regard to apportionment of the counties among the senatorial districts.

Referred to Committee on Senatorial Districts.



By Representatives Britt, Frink and Green:

H. B. 463, a bill to be entitled an act to amend General Statutes 7-70 so as to exchange the October terms of Superior Court in Bladen and Brunswick Counties.

Referred to Committee on Courts and Judicial Districts.

By Representative Vaughn:

H. B. 464, a bill to be entitled an act to amend General Statutes 9-4 relating to the number of jurors to be drawn in Rockingham County.

Referred to Committee on Courts and Judicial Districts.

By Representative Felmet:

H. B. 465, a bill to be entitled an act requiring a building permit in Haywood County, North Carolina.

Referred to Committee on Counties, Cities and Towns.

By Representative Lane:

H. B. 466, a bill to be entitled an act to authorize the Board of County Commissioners of Perquimans County to fix fees charged by county officers and to authorize the Board of County Commissioners of said county to fix the number of salaried county employees and the compensation of county officials and employees.

Referred to Committee on Salaries and Fees.

And,

H. B. 467, a bill to be entitled an act to remove from the Sheriff of Perquimans County the duty of collecting taxes, to provide for the appointment of a tax collector of Perquimans County and to define his duties.

Referred to Committee on Counties, Cities and Towns.

And,

H. B. 468, a bill to be entitled an act to require and authorize the County Commissioners of Perquimans County to turn in to the general fund all delinquent taxes collected after October 1 of the year in which they become delinquent.

Referred to Committee on Counties, Cities and Towns.

And,

H. B. 469, a bill to be entitled an act relating to the terms of Superior Court in Perquimans County.

Referred to Committee on Courts and Judicial Districts.

And,

H. B. 470, a bill to be entitled an act to amend Chapter 1110 of the Session Laws of 1959 relating to the membership of Perquimans County Board of Education.

Referred to Committee on Education.

By Representative Crawford:

H. B. 471, a bill to be entitled an act to permit inter vivos and testamentary conveyances of future interests.

Referred to Committee on Judiciary No. 2.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

H. B. 255, a bill to be entitled an act to prohibit any person from obtaining or attempting to obtain goods, property or services by false or fraudulent use of credit cards or other false and fraudulent means and to prescribe penalties therefor.

Returned for concurrence.

On motion of Representative Brooks the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 332, a bill to be entitled an act to amend Chapter 212, 1959 Session Laws, relating to authorization of counties to call elections on the question of levying taxes for industrial development purposes, making the same apply to Tyrrell County as modified.

Returned for concurrence.

On motion of Representative Cohoon the House concurs in the Senate amendment and the bill is ordered enrolled.

S. B. 23, a bill to be entitled an act to amend Chapter 90 of the General Statutes so as to increase license application fees for registered nurses from \$15.00 to \$20.00 and for practical nurses from \$10.00 to \$15.00.

Referred to Committee on Health.

S. B. 180, a bill to be entitled an act to amend General Statutes 116-20 so as to remove therefrom reference to obsolete sections and to substitute therefor the proper sections relating to the method of conveyance of real property which has escheated to the University of North Carolina.

Referred to Committee on Judiciary No. 2.

S. B. 192, a bill to be entitled an act to permit the Forsyth County Board of Education to allow the use of school buses for the transportation of pupils and teachers to Winston-Salem for the Session of the General Assembly to be held on April 19, 1961.

On motion of Representative Hamrick the rules are suspended and the bill is placed on its immediate passage.

Passes first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 369, a bill to be entitled an act to authorize the Board of County Commissioners of Northampton County to call a special election for the authorization of an industrial development tax for Northampton County and to create and fix the powers of an economic development commission for Northampton County.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Rowan, Delamar, Dolley, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Wicker, Williamson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—114.

Those voting in the negative were: None.

H. B. 402, a bill to be entitled an act extending the corporate limits and providing for the election of Commissioners of the Town of Kure Beach, New Hanover County.

Representative Calder offers an amendment which is adopted.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Rowan, Delamar, Dolley, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill,



Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Wicker, Williamson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—114.

Those voting in the negative are: None.

H. B. 407, a bill to be entitled an act to authorize the Board of Commissioners of the Town of Kure Beach, North Carolina, to levy a tax for the purpose of encouraging the location of businesses and for advertising the recreational advantages and resources of the Town.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Rowan, Delamar, Dolley, Eagles, Efrid, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Wicker, Williamson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—114.

Those voting in the negative are: None.

S. B. 107, a bill to be entitled an act to provide an election for establishment of the Kelley Dike District in Frenches Creek Township, Bladen County, and for the levy and collection of an ad valorem tax for repair, construction, and maintenance of a dike in said district for flood control.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Rowan, Delamar, Dolley, Eagles, Efrid, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill,

Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Wicker, Williamson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—114.

Those voting in the negative were: None.

H. B. 160, a bill to be entitled an act relating to the compensation of the Clerk of the Superior Court, the Register of Deeds, the Sheriff, and their employees, assistants and deputies of Wilkes County.

On motion of Representative Story the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 320, a bill to be entitled an act to amend the General Statutes so as to provide that county funds may be deposited in building or savings and loan companies in Jackson County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 382, a bill to be entitled an act to exclude a certain described area from the municipal boundaries of the Town of Kill Devil Hills, Dare County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 385, a bill to be entitled an act to increase the civil jurisdiction of the Davidson County Court.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 386, a bill to be entitled an act to authorize the expenditure of funds by municipalities in Franklin County for the purpose of advertising to promote the public interest and general welfare of said municipalities through industrial development and to authorize appropriation of funds to the Franklin County Industrial Commission for said purpose.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Rowan, Delamar, Dolley, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, Mc-



Fadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Wicker, Williamson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—114.

Those voting in the negative are: None.

H. B. 387, a bill to be entitled an act to provide for the exercise of powers by police officers one mile beyond the corporate limits of the Town of Clark-ton in Bladen County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 388, a bill to be entitled an act to amend General Statutes 9-5 to fix the compensation of jurors in the Superior Court of Bladen County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 392, a bill to be entitled an act to amend General Statutes 153-10 relating to the authority of the County Commissioners of Martin County to interdict certain shows.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 395, a bill to be entitled an act to validate tax levies and tax sales in the Town of Aulander.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 396, a bill to be entitled an act to amend General Statutes 7-70 relating to the terms of Superior Court in Bertie County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 397, a bill to be entitled an act to amend General Statutes 153-9.35½ by adding Bertie County thereto and ratifying prior appropriation of Bertie County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 398, a bill to be entitled an act to validate tax levies and tax sales in Bertie County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 400, a bill to be entitled an act to authorize the Town of Rockingham to sell certain lands at private sale.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 401, a bill to be entitled an act to give the Sheriff of Richmond County the care, custody and control of the jail of said County; to provide for the appointment of certain deputy sheriffs and fix their compensation, and to provide certain allowances for the maintenance and operation of



the office of Sheriff of Richmond County, and to fix the compensation of the Clerk of the Superior Court for his services as Juvenile Judge.

On motion of Representative Gregory of Harnett the Committee Amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 409, a bill to be entitled an act to amend H. B. 102, ratified the 23rd day of March, 1961, relating to the conveyance of certain property by Pasquotank County to the College of the Albemarle.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 410, a bill to be entitled an act regulating the fees to be charged by justices of the peace in Greene County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 413, a bill to be entitled an act amending General Statutes 165-27 with respect to the appointment of Commissioners of the Veterans Recreation Authority of the City of Charlotte.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 415, a bill to be entitled an act relating to the Morehead City Municipal Hospital.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 416, a bill to be entitled an act to amend Chapter 539 of the Public-Local Laws of 1939, as amended, relating to use of Alcoholic Beverage Control Store profits by the Town of Morehead City.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 422, a bill to be entitled an act authorizing conveyance of abandoned building at Ashland School in Bertie County to Ashland Baptist Church.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 426, a bill to be entitled an act to amend the General Statutes so as to provide that county funds may be deposited in building or savings and loan companies in Haywood County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 428, a bill to be entitled an act to authorize the Board of County Commissioners of Burke County to govern and regulate the removal and disposal of trash, garbage, etc., and to contract with municipal corporations relating to the removal and disposal of trash, garbage, etc.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 430, a bill to be entitled an act to amend Chapter 62 of the Session Laws of 1959 relating to the Halifax County Law Enforcement Officers' Relief Act.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 440, a bill to be entitled an act to provide for the nomination of the members of the Board of Education of Pamlico County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 442, a bill to be entitled an act to fix the compensation of the Chairman and members of the Board of County Commissioners of Watauga County.

Passes its second and third readings and is ordered sent to the Senate.

S. B. 63, a bill to be entitled an act to amend General Statutes 7-70 relating to the terms of Superior Court in Rowan County.

Passes its second and third readings and is ordered enrolled.

S. B. 152, a bill to be entitled an act to validate the application of the City of Rocky Mount for certain gasoline tax refunds.

Passes its second and third readings and is ordered enrolled.

S. B. 163, a bill to be entitled an act to change the name and style of the Town of Clinton to the City of Clinton and to designate the governing body thereof as the City Council.

Passes its second and third readings and is ordered enrolled.

S. B. 168, a bill to be entitled an act to amend the Charter of the City of Raleigh relating to the authority given for appropriating public funds for advertising the advantages of the City of Raleigh to industry.

Passes its second and third readings and is ordered enrolled.

S. B. 173, a bill to be entitled an act to provide for an additional deputy sheriff for Henderson County to be in charge of the Junior Deputy Program of Henderson County.

Passes its second and third readings and is ordered enrolled.

H. B. 366, a bill to be entitled an act to amend General Statutes 20-141.3 relating to prearranged racing on streets and highways to provide increased penalties therefor.

On motion of Representative Dolley, the vote by which the bill passed its second reading is reconsidered.

Representative Dolley moves the bill be recommitted to the Committee on Judiciary No. 2, which motion fails.

Now the question recurs to the passage of the bill on its second reading.

Passes its second reading.

Representative Davis of Rowan offers an amendment.

On motion of Representative Reid the amendment is laid upon the table.

Representative McLaughlin objects to the third reading and the bill remains on the Calendar.

H. B. 107, a bill to be entitled an act to amend various sections of Chapter 20 of the General Statutes so as to make the law with regard to registration conform with The Vehicle Financial Responsibility Act of 1957.

On motion of Representative Whitehurst consideration of the bill is postponed until Tuesday, April 18, 1961.

H. B. 266, a bill to be entitled an act to amend Chapter 62 of the General Statutes relating to public utilities.

Passes its second and third readings and is ordered sent to the Senate.

#### ENROLLED BILLS

Representative Britt, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State.

S. B. 38. An Act to amend the General Statutes of North Carolina by adding thereto Chapter 31A, entitled "Acts Barring Property Rights".

S. B. 41. An Act to amend Article 1 of Chapter 45 of the General Statutes so as to establish the right of installment buyers under conditional sales and purchase money chattel mortgages to possession before default.

S. B. 42. An Act relating to liability of physicians and surgeons for malpractice where the person responsible for the original injury has been released.

S. B. 45. An Act to amend Section 22 of Article 2 of Chapter 90 of the General Statutes of North Carolina and to designate terms of office and manner of election of members of the North Carolina State Board of Dental Examiners and to prescribe their qualifications.

H. B. 251. An Act to amend General Statutes 143-286 of the North Carolina General Statutes by inserting therein a new paragraph to provide for certain employees of the John H. Kerr Reservoir Development Commission to be commissioned special peace officers.

H. B. 299. An Act appointing members of the Whiteville City School Administrative Unit and fixing their terms of office.

H. B. 300. An Act appointing members of the Board of Education of Columbus County and fixing their terms of office.

On motion of Representative Hill, seconded by Representatives Belk and Spruill, the House adjourns in memory of the Honorable Bascom B. Blackwelder, a former State Senator, to meet tomorrow at 10 o'clock A. M.



## FIFTY-SEVENTH DAY

HOUSE OF REPRESENTATIVES

Friday, April 14, 1961

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hunt.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Jones, for the Committee on the Journal, reports the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

## ENGROSSED BILLS

Representative Thomas, for the Committee on Engrossed Bills, reports the following bills have been carefully considered, found properly engrossed, and asks that they be sent to the Senate.

It is so ordered.

H. B. 160, a bill to be entitled an act relating to the compensation of the Clerk of the Superior Court, the Register of Deeds, the Sheriff, and their employees, assistants, and deputies of Wilkes County.

H. B. 401, a bill to be entitled an act to give the Sheriff of Richmond County the care, custody, and control of the jail of said county; to provide for the appointment of certain deputy sheriffs and fix their compensation, and to provide certain allowances for the maintenance and operation of the office of Sheriff of Richmond County, and to fix the compensation of the Clerk of the Superior Court for his services as Juvenile Judge.

## REPORT OF COMMITTEES

The following bills are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Representative Taylor, for the Committee on Courts and Judicial Districts.

H. B. 464, a bill to be entitled an act to amend General Statutes 9-4 relating to the number of jurors to be drawn in Rockingham County.

With a favorable report.

H. B. 469, a bill to be entitled an act relating to the terms of Superior Court in Perquimans County.

With a favorable report.

## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representative Frink:

H. B. 472, a bill to be entitled an act to amend Section 1 of Chapter 899 of the 1957 Session Laws relating to the recommendation and appointment of officers of the Town of Yaupon Beach, North Carolina, in Brunswick County.

Referred to Committee on Local Government.

By Representative Hawfield:

H. B. 473, a bill to be entitled an act appropriating funds for the development of the birthplace of President Andrew Jackson.

Referred to Committee on Appropriations.

By Representative Godwin:

H. B. 474, a bill to be entitled an act authorizing the sale of certain county-owned real property in Gates County.

Referred to Committee on Counties, Cities and Towns.

By Representatives Sermons, Lupton and Belk:

H. B. 475, a bill to be entitled an act appropriating funds for the further restoration of Historic Bath.

Referred to Committee on Appropriations.

By Representative Hill:

H. B. 476, a bill to be entitled an act to revise and reorganize the Charter of the City of Hickory.

Referred to Committee on Local Government.

By Representative Crawford:

H. B. 477, a bill to be entitled an act to fix the compensation and travel allowance for jurors in Buncombe County.

Referred to Committee on Judiciary No. 2.

## MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills which are read the first time and disposed of as follows:

H. B. 168, a bill to be entitled an act to extend the jurisdiction for certain purposes of the members of the Police Department of the City of Elizabeth City to the Albemarle Hospital located just outside the city limits.

Returned for concurrence.

On motion of Representative Ferrell the House concurs in the Senate amendment and the bill is ordered enrolled.

S. B. 134, a bill to be entitled an act to amend General Statutes 160-2, entitled Corporate Powers, to grant municipalities authority to apportion between their existing voting units newly annexed territory.

Referred to Committee on Counties, Cities and Towns.

S. B. 176, a bill to be entitled an act to authorize the expenditure of certain surplus funds of Gaston County for the purpose of renovating and enlarging the County Courthouse.

Referred to Committee on Local Government.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 369, a bill to be entitled an act to authorize the Board of County Commissioners of Northampton County to call a special election for the authorization of an industrial development tax for Northampton County and to create and fix the powers of an Economic Development Commission for Northampton County.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Calder, Choate, Coates, Coffey, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Eagles, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Clay, Whitehurst, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, and Zollicoffer—107.

Those voting in the negative are: None.

H. B. 386, a bill to be entitled an act to authorize the expenditure of funds by municipalities in Franklin County for the purpose of advertising to promote the public interest and general welfare of said municipalities through industrial development and to authorize appropriation of funds to the Franklin County Industrial Commission for said purpose.

Passes its third reading by the following vote and is ordered sent to the Senate.



Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Calder, Choate, Coates, Coffey, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Eagles, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Clay, Whitehurst, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, and Zollicoffer—107.

Those voting in the negative are: None.

H. B. 402, a bill to be entitled an act extending the corporate limits and providing for the election of Commissioners of the Town of Kure Beach, New Hanover County.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Calder, Choate, Coates, Coffey, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Eagles, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Clay, Whitehurst, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, and Zollicoffer—107.

Those voting in the negative are: None.

H. B. 407, a bill to be entitled an act to authorize the Board of Commissioners of the Town of Kure Beach, North Carolina, to levy a tax for the purpose of encouraging the location of businesses and for advertising the recreational advantages and resources of the town.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Calder, Choate, Coates, Coffey, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan,

Delamar, Dolley, Eagles, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Clay, Whitehurst, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, and Zollicoffer—107.

Those voting in the negative are: None.

S. B. 107, a bill to be entitled an act to provide an election for establishment of the Kelly Dike District in Frenches Creek Township, Bladen County, and for the levy and collection of an ad valorem tax for repair, construction, and maintenance of a dike in said district for flood control.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Calder, Choate, Coates, Coffey, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Eagles, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Clay, Whitehurst, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, and Zollicoffer—107.

Those voting in the negative are: None.

H. B. 359, a bill to be entitled an act to amend General Statutes 153-266.9 so as to make the provisions of Article 20-A of Chapter 153 of the General Statutes applicable to Surry County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 380, a bill to be entitled an act to prohibit the practice of phrenology, palmistry, fortune telling or clairvoyance in Iredell County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 451, a bill to be entitled an act to authorize Perquimans County Drainage District Number 4 to expend funds.

Passes its second and third readings and is ordered sent to the Senate.



S. B. 115, a bill to be entitled an act to amend Chapter 400 of the Private Laws of North Carolina, Session of 1913, containing the legislative charter of the Moses H. Cone Memorial Hospital.

Passes its second and third readings and is ordered enrolled.

H. B. 366, a bill to be entitled an act to amend General Statutes 20-141.3 relating to prearranged racing on streets and highways to provide increased penalties therefor.

On motion of Representative Reid, consideration of the bill is postponed until Tuesday, April 18, 1961.

H. B. 271, a bill to be entitled an act to amend General Statutes 20-185 (h) to provide subsistence allowances for driver-license hearing officers.

On motion of Representative Crawford the committee amendment is adopted.

On motion of Representative Woodard of Wilson the bill is recommitted to the Committee on Appropriations.

H. B. 290, a bill to be entitled an act to amend Article 6, Chapter 15, of the General Statutes relating to arrests.

Representative Jordan offers an amendment which is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 295, a bill to be entitled an act to amend General Statutes 143-355 relating to investigation and approval of applications for the use of waters for irrigation purposes.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 316, a bill to be entitled an act to provide for the removal of fiduciaries who cannot be found.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 317, a bill to be entitled an act to prevent payment of commissions to personal representatives guilty of misconduct or default.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 318, a bill to be entitled an act increasing the year's allowance of widows and minor children.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 319, a bill to be entitled an act providing for service of petition or complaint upon each defendant in a contested special proceeding.

On motion of Representative Harris of Wake the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.



H. B. 327, a bill to be entitled an act to amend General Statutes 20-16(a) to vest authority in the Department of Motor Vehicles to suspend operator or chauffeur's licenses for convictions in federal courts and upon suspension or revocation of military driving privileges.

On motion of Representative Spruill the bill is laid on the table.

On motion of Representative Kerr the vote by which the bill is laid on the table is reconsidered and this motion is laid on the table.

#### ENROLLED BILLS

Representative Britt, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 63. An Act to amend General Statutes 7-70 relating to the terms of Superior Court in Rowan County.

S. B. 152. An Act to validate the application of the City of Rocky Mount for certain gasoline tax refunds.

S. B. 163. An Act to change the name and style of the Town of Clinton to the City of Clinton and to designate the governing body thereof as the City Council.

S. B. 168. An Act to amend the Charter of the City of Raleigh relating to the authority given for appropriating public funds for advertising the advantages of the City of Raleigh to industry.

S. B. 173. An Act to provide for an additional deputy sheriff for Henderson County to be in charge of the Junior Deputy Program of Henderson County.

S. B. 192. An Act to permit the Forsyth County Board of Education to allow the use of school buses for the transportation of pupils and teachers to Winston-Salem for the Session of the General Assembly to be held on April 19, 1961.

H. B. 255. An Act to prohibit any person from obtaining or attempting to obtain goods, property, or services by false or fraudulent use of credit cards or other false and fraudulent means and to prescribe penalties therefor.

H. B. 298. An Act to amend H. B. 67, enacted by the 1961 Session of the General Assembly of North Carolina, to be designated Chapter 8, Session Laws of 1961, which Act relates to the Charter of the City of Fayetteville and the conduct of elections in the City of Fayetteville by the Cumberland County Board of Elections.

H. B. 325. An Act relating to the election and terms of office of the Mayor and members of the Board of Commissioners of the Town of Denton in Davidson County.

H. B. 329. An Act authorizing the Ashe County Board of Education

to convey to the Trustees of the Nella Community Club the Graham School property no longer needed for school purposes.

H. B. 331. An Act to extend the jurisdiction of police officers to one mile beyond the city limits of the Town of Columbia.

H. B. 332. An Act to amend Chapter 212, 1959 Session Laws relating to authorization of counties to call elections on the question of levying taxes for industrial development purposes, making the same apply to Tyrrell County as modified.

H. B. 334. An Act to authorize the Board of County Commissioners of Jackson County to place certain surplus funds into a special fund to be used for welfare and other purposes.

H. B. 347. An Act to authorize the Charlotte City Council to establish building setback lines on streets within its planning jurisdiction.

H. B. 357. An Act amending Subsections (2) and (3) of General Statutes 97-2 so as to permit deputy sheriffs in Caswell County to receive the benefits of the workmen's compensation.

H. B. 379. An Act to amend Chapter 136 of the General Statutes relating to the organization of the State Highway Commission.

On motion of Representative Simpson, duly seconded by Representative Cook, the House adjourns in memory of J. Edward Butler, a distinguished citizen of Burke County, to meet tomorrow at 10 o'clock A. M.

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## FIFTY-EIGHTH DAY

HOUSE OF REPRESENTATIVES

Saturday, April 15, 1961

The House meets pursuant to adjournment and is called to order by Representative Cook, designated by Mr. Speaker Hunt as Speaker Pro Tempore.

The Lord's Prayer is repeated by the membership.

Representative McMillan of Wake, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative McMillan of Wake, duly seconded, the House adjourns to meet Monday night at 8 o'clock.

**FIFTY-NINTH DAY**

HOUSE OF REPRESENTATIVES

Monday Night, April 17, 1961

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hunt.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Jones for the Committee on the Journal, reports that the Journal of Saturday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Calder, Malcolm Russell Wadsworth, Jr. of New Hanover County is made an honorary page of the House.

On motion of Representative Blue, Susan, Martha and Johnnie Phillips of Moore County are made honorary pagettes and page, respectively, of the House.

A leave of absence is granted Representative Palmer for Monday, Tuesday and Wednesday.

On motion of Representative Pickard, William L. Shoffner, Jr. of Alamance County is made an honorary page of the House.

**ENGROSSED BILLS**

Representative Thomas, for the Committee on Engrossed Bills, reports the following bills and resolutions have been carefully considered, found to be properly engrossed, and asks that they be sent to the Senate.

It is so ordered.

H. B. 290, a bill to be entitled an act to amend Article 6, Chapter 15, of the General Statutes relating to arrests.

H. B. 319, a bill to be entitled an act providing for service of petition or complaint upon each defendant in a contested special proceeding.

**INTRODUCTION OF BILLS AND RESOLUTIONS**

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representative Kemp:

H. B. 478, a bill to be entitled an act to divide the State of North Carolina into eleven Congressional Districts.

Referred to Committee on Congressional Districts.

By Representative Gregory of Harnett:

H. B. 479, a bill to be entitled an act to fix the compensation of the Sheriff of Harnett County.



Referred to Committee on Salaries and Fees.

By Representative Calder:

H. B. 480, a bill to be entitled an act to amend General Statutes 14-275.1 so as to make it a misdemeanor to engage in disorderly conduct at any public place.

Referred to Committee on Judiciary No. 1.

By Representative Kiser:

H. B. 481, a bill to be entitled an act to amend Chapter 128 of the General Statutes relating to the North Carolina Local Governmental Employees' Retirement System.

Referred to Committee on Teachers' and State Employees' Retirement.

And,

H. B. 482, a bill to be entitled an act to amend Chapter 135 of the General Statutes relating to the Teachers' and State Employees' Retirement System and Social Security Referendums.

Referred to Committee on Teachers' and State Employees' Retirement.

By Representatives Everett and Wooten:

H. B. 483, a bill to be entitled an act to amend Chapter 585 of the Session Laws of 1951 to authorize the Board of Commissioners of Pitt County to levy a capital outlay tax upon property in the Pitt County School Districts which may request same not in excess of twenty cents on the one hundred dollar valuation.

Referred to Committee on Finance.

By Representatives Kennedy, Hicks, Vogler, and Belk:

H. B. 484, a bill to be entitled an act relating to the power of the Board of Commissioners of the Town of Huntersville to levy taxes and fix the salary of the town clerk.

Referred to Committee on Counties, Cities and Towns.

By Representative Speed:

H. B. 485, a bill to be entitled an act to repeal the Charter of the Town of Wood in Franklin County.

Referred to Committee on Counties, Cities and Towns.

By Representative Pickard:

H. B. 486, a bill to be entitled an act to revise and consolidate the Charter of the Town of Elon College, North Carolina.

Referred to Committee on Judiciary No. 2.

By Representative Newman, (by request):

H. B. 478, a bill to be entitled an act to extend the authority of the police officers of the Town of Newton Grove so as to include all that territory within two miles of the corporate limits of said town.

Referred to Committee on Judiciary No. 2.

By Representative Arledge:

H. B. 488, a bill to be entitled an act to provide for the appointment of an additional deputy sheriff of Polk County and to provide travel and other expense allowance for the sheriff of said county.

Referred to Committee on Counties, Cities and Towns.

And,

H. B. 489, a bill to be entitled an act to amend General Statutes 7-134.1 so as to place the duty of distributing warrants to justices of the peace.

Referred to Committee on Justices of the Peace.

And,

H. B. 490, a bill to be entitled an act relating to the election of town commissioners of the Town of Tryon in Polk County.

Referred to Committee on Counties, Cities and Towns.

By Representative Umstead:

H. B. 491, a bill to be entitled an act to appoint members of the Orange County Board of Education.

Referred to Committee on Education.

By Representative Wilson:

H. B. 492, a bill to be entitled an act to amend Chapter 525 of the Session Laws of 1949 relating to public address systems in Caswell County.

Referred to Committee on Local Government.

By Representative Frink:

H. B. 493, a bill to be entitled an act to reactivate the municipal government of the Town of Bolivia in Brunswick County.

Referred to Committee on Counties, Cities and Towns.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bill which is read the first time and disposed of as follows:

S. B. 139, a bill to be entitled an act to amend Chapter 53 of the General Statutes so as to include within its provisions loans guaranteed by the Veterans Administration, and to define more clearly the term "Other Financial Institutions".

Referred to Committee on Judiciary No. 2.

## CALENDAR

Bills and Resolutions on the Calendar are taken up and disposed of as follows:

H. B. 464, a bill to be entitled an act to amend General Statutes 9-4 relating to the number of jurors to be drawn in Rockingham County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 469, a bill to be entitled an act relating to the terms of Superior Court in Perquimans County.

On motion of Representative Lane the bill is recommitted to the Committee on Courts and Judicial Districts.

H. B. 343, a bill to be entitled an act to amend General Statutes 160-183(a) by rewriting the definition of "Municipality" therein.

On motion of Representative Harris of Wake, consideration of the bill is postponed until Tuesday, April 18, 1961.

H. B. 365, a bill to be entitled an act to amend Chapter 264, Session Laws of 1957, relating to the discharge of sewage and wastes into the waters of the Neuse River by allowing an additional two years for implementation.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 417, a bill to be entitled an act to authorize counties to regulate the collection of garbage.

On motion of Representative Zollicoffer, consideration of the bill is postponed until Thursday, April 20, 1961.

H. R. 429, a joint resolution honoring the memory of Miss Hattie Susan Parrott, one of North Carolina's greatest leaders in the advancement of public education in this State.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 443, a bill to be entitled an act to exempt from registration those small farm trailers known generally as tobacco handling trailers, tobacco trucks or tobacco trailers when used in connection with harvesting or curing tobacco.

On motion of Representative Whitehurst, consideration of the bill is postponed until Thursday, April 20, 1961.

S. B. 72, a bill to be entitled an act amending General Statutes 48-2(3) relating to the definition of abandonment for adoption purposes.

Passes its second and third readings and is ordered enrolled.

S. B. 79, a bill to be considered an act to provide that members of the North Carolina State Ports Authority shall serve overlapping terms of six years.

Passes its second and third readings and is ordered enrolled.



S. B. 80, a bill to be entitled an act to vest in the Department of Administration certain controls over the reports and other publications issued by State agencies and institutions.

Representative Simpson offers an amendment.

On motion of Representative Wilson the amendment is laid on the table.

Passes its second and third readings and is ordered enrolled.

S. B. 125, a bill to be entitled an act to amend Chapter 58, Article 22 relating to reserve valuation and nonforfeiture benefits of life insurance policies.

On motion of Representative Whitehurst, consideration of the bill is postponed until Thursday, April 20, 1961.

S. B. 138, a bill to be entitled an act to rewrite subsection (4) of General Statutes 143-49 relating to the Purchase and Contract Division of the Department of Administration.

On motion of Representative Hicks the bill is recommitted to the Committee on State Government.

On motion of Representative Davis of Lenoir, duly seconded, the House adjourns to meet tomorrow at 12 o'clock noon.

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## SIXTIETH DAY

HOUSE OF REPRESENTATIVES

Tuesday, April 18, 1961

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hunt.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Greenwood, for the Committee on the Journal, reports that the Journal for Monday night has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Johnson, Patti Holcombe of Yancey County, daughter of Representative Holcombe, is made an honorary pagette of the House of Representatives.

On motion of Representative Hines, Sally Rae Benston of Guilford County is made an honorary pagette of the House of Representatives.

## COMMITTEE APPOINTMENTS

Mr. Speaker Hunt announces that effective April 5, 1961 Representative Phelps (Mrs. J. M. Phelps) is added to the following Committees:

Agriculture; Banks and Banking; Commercial Fisheries and Oyster Industry; Conservation and Development; Counties, Cities and Towns; Education; Elections and Election Laws; Finance; Health (Vice-Chairman); Institutions for the Deaf (Vice-Chairman); Manufacturers and Labor; Teachers' and State Employees' Retirement; Water Resources and Control.

## REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Representative Gregory, for the Committee on Salaries and Fees.

H. B. 466, a bill to be entitled an act to authorize the Board of County Commissioners of Perquimans County to fix fees charged by county officers and to authorize the Board of County Commissioners of said county to fix the number of salaried county employees and the compensation of county officials and employees.

With a favorable report.

H. B. 479, a bill to be entitled an act to fix the compensation of the Sheriff of Harnett County.

With a favorable report.

H. B. 448, a bill to be entitled an act fixing the salaries of certain officials in Pasquotank County.

With a favorable report.

H. B. 450, a bill to be entitled an act to amend General Statutes 9-5 to fix the compensation of jurors in the Superior Court of Martin County.

With a favorable report.

By Representative Crawford, for the Committee on Judiciary No. 2.

S. B. 180, a bill to be entitled an act to amend General Statutes 116-20 so as to remove therefrom reference to obsolete sections and to substitute therefor the proper sections relating to the method of conveyance of real property which has escheated to the University of North Carolina.

With a favorable report.

H. B. 477, a bill to be entitled an act to fix the compensation and travel allowance for jurors in Buncombe County.

With a favorable report.

H. B. 486, a bill to be entitled an act to revise and consolidate the Charter of the Town of Elon College, North Carolina.

With a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representative Leatherwood:

H. B. 494, a bill to be entitled an act to amend General Statutes 51-3 relating to capacity for marriage.

Referred to Committee on Judiciary No. 2.

By Representative Arledge:

H. B. 495, a bill to be entitled an act to amend Chapter 1154 of the Session Laws of 1959 relating to certain tax funds of the Tryon City Board of Education.

Referred to Committee on Finance.

By Representatives Dolley, Efird, Nicholson, Williamson, Gregory of Harnett, Felmet, McFadyen, Spruill and Vogler:

H. B. 496, a bill to be entitled an act to amend General Statutes 120-33 relating to the compensation of assistant sergeants-at-arms of the General Assembly.

Referred to Committee on Appropriations.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bill which is read the first time and disposed of as follows:

S. B. 186, a bill to be entitled an act to amend Chapter 642 of the 1959 Session Laws relating to the Research Triangle Regional Planning Commission.

Referred to Committee on Judiciary No. 2.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 366, a bill to be entitled an act to amend General Statutes 20-141.3 relating to prearranged racing on streets and highways to provide increased penalties therefor.

Passes its third reading and is ordered sent to the Senate.

H. B. 107, a bill to be entitled an act to amend various sections of Chapter 20 of the General Statutes so as to make the law with regard to registration conform with the Vehicle Financial Responsibility Act of 1957.

On motion of Representative Lloyd, the Committee Amendment is adopted.



Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 343, a bill to be entitled an act to amend General Statutes 160-183(a) 'by rewriting the definition of "Municipality" therein.

On motion of Representative Harris of Wake, consideration of the bill is postponed until Thursday, April 20, 1961.

#### ENROLLED BILLS

Representative Britt, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 107. An Act to provide an election for establishment of the Kelly Dike District in Frenches Creek Township, Bladen County, and for the levy and collection of an ad valorem tax for repair, construction, and maintenance of a dike in said District for flood control.

S. B. 115. An Act to amend Chapter 400 of the Private Laws of North Carolina, Session of 1913, containing the Legislative Charter of The Moses H. Cone Memorial Hospital.

H. B. 167. An Act to clarify the Workmen's Compensation status of county agricultural extension service employees.

H. B. 168. An Act to extend the jurisdiction for certain purposes of the members of the Police Department of the City of Elizabeth City.

H. B. 270. An Act to amend General Statutes 47-43.2 relating to validation of recorded instruments where execution was proved by subscribing witness.

H. B. 292. An Act relating to mosquito control in Pamlico County.

H. B. 338. An Act to amend Chapter 315, Private Laws of 1911, as amended by Chapter 97, Private Laws, Extra Session 1913, relating to the Charter of the Town of Carrboro.

H. B. 341. An Act to amend General Statutes 160-236 to authorize establishment of secondary fire limits within municipalities.

S. B. 72. An Act amending General Statutes 48-2(3) relating to the definition of abandonment for adoption purposes.

S. B. 79. An Act to provide that members of the North Carolina State Ports Authority shall serve overlapping terms of six years.

S. B. 80. An Act to vest in the Department of Administration certain controls over the reports and other publications issued by state agencies and institutions.

H. B. 114. An Act to ratify and validate the creation of the Town of Havelock and to confirm and validate the acts of the Mayor and Commissioners of said Town.

H. B. 116. An Act to amend Chapter 1273 relating to the regulation of motor vehicles at the Greensboro-High Point Airport.

H. B. 232. An Act to amend General Statutes 105-287 relating to listing and assessment of taxes in Mecklenburg County.

H. B. 267. An Act to amend General Statutes 40-2 so as to authorize the exercise of the right of eminent domain by public sewerage systems.

H. B. 314. An Act to authorize the Board of County Commissioners of Greene County to fix the compensation for the Chairman and other members of the Board.

H. B. 315. An Act to regulate and fix the salaries of elective and other officers of Greene County and to authorize the payment of the Law Enforcement Funds of the ABC Board into the County General Fund of Greene County.

H. B. 323. An Act to permit the General County Court of Alamance County to hold court in the auditorium of the Alamance County Agriculture Building.

H. B. 333. An Act to authorize the governing body of the Town of Waynesville to establish a retirement or pension fund for employees.

H. B. 349. An Act to amend Chapter 1235 of the 1959 Session Laws relating to plats and subdivisions and land surveys so as to remove the application of the same to Vance County.

H. B. 358. An Act to change from one year to two years the terms of office of the Mayor of the Town of Grifton and the Judge of the Recorder's Court of the Town of Grifton.

H. B. 371. An Act to provide for the appointment of list takers in Avery County.

On motion of Representative Drummond, duly seconded, the House adjourns to meet tomorrow in Winston-Salem at 12:10 P. M.

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## SIXTY-FIRST DAY

HOUSE OF REPRESENTATIVES

Wednesday, April 19, 1961

The House meets in Winston-Salem, North Carolina, pursuant to adjournment and to S. R. 15 entitled "a joint resolution inviting the General Assembly to hold a session of the General Assembly in the City of Winston-Salem, Forsyth County," and is called to order by Mr. Speaker Hunt.

Prayer is offered by the Reverend Roger R. Jackson, Sr., pastor of the Yadkinville Baptist Church, and father of Representative Jackson.

Representative Jones, for the Committee on the Journal, reports the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

Representative Drummond, for the Forsyth Delegation, presented Mr. Speaker Hunt with a gavel made from timber taken from the roof of the old Salem Church.

On motion of Representative Jackson, the courtesies of the floor are extended the Honorable J. Kemp Doughton, a former Speaker of the House from Alleghany County.

On motion of Representative Jordan, the courtesies of the floor are extended the Honorable William Womble, a former member of the House of Representatives from Forsyth County.

#### REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Representative Harris of Wake, for the Committee on Local Government.

H. B. 447, a bill to be entitled an act to amend General Statutes 152-1 so as to authorize the Clerk of the Superior Court of Union County to appoint an assistant coroner and to amend General Statutes 152-5 relating to the compensation of the Coroner of Union County.

With a favorable report, as amended.

H. B. 476, a bill to be entitled an act to revise and reorganize the Charter of the City of Hickory.

With a favorable report.

H. B. 492, a bill to be entitled an act to amend Chapter 525 of the Session Laws of 1949 relating to public address systems in Caswell County.

With a favorable report.

S. B. 176, a bill to be entitled an act to authorize the expenditure of certain surplus funds of Gaston County for the purpose of renovating and enlarging the county courthouse.

With a favorable report.

H. B. 226, a bill to be entitled an act to amend Chapter 283 of the Session Laws of 1955 relating to the Charter of the Town of Lowell, the time of taking office of the Mayor and Board of Aldermen, and the authorization of the employment of a Town Manager for the Town of Lowell.

With a favorable report.



## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representative Woodard of Northampton:

H. R. 497, a joint resolution petitioning the Commodity Credit Corporation for certain changes in regulations relating to the Agricultural Stabilization Corporation Loan Program for grain storage facilities.

Referred to Committee on Agriculture.

By Representative Rodenbough:

H. R. 498, a joint resolution expressing appreciation to the City of Winston-Salem and the County of Forsyth for hospitality extended to the General Assembly on April 19, 1961.

On motion of Representative Rodenbough the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representatives Belk, Hicks, Vogler, and Kennedy:

H. B. 499, a bill to be entitled an act to authorize the City of Charlotte to license drivers and operators of ambulances and to franchise ambulances.

Referred to Committee on Counties, Cities and Towns.

By Representatives Wood, Drummond and Hamrick:

H. B. 500, a bill to be entitled an act to amend General Statutes 47-17.1 relating to the filing of papers for probate by the Clerk of the Superior Court of Forsyth County, North Carolina.

Referred to Committee on Judiciary No. 2.

By Representative Wilson:

H. B. 501, a bill to be entitled an act to amend Chapter 132 of the General Statutes to clarify the authority of the State Department of Archives and History to conduct a records management and preservation program.

Referred to Committee on State Government.

By Representative Martin:

H. B. 502, a bill to be entitled an act to authorize limited compensation to Ralph Wayne Groce of Davie County for injuries received in aiding a State Highway Patrolman in an arrest.

Referred to Committee on Appropriations.

By Representatives Hamrick, Drummond and Wood:

H. B. 503, a bill to be entitled an act relating to the preparation, filing, and publishing of the Annual Report of the Clerk of Superior Court of Forsyth County.

Referred to Committee on Courts and Judicial Districts.

And,

H. B. 504, a bill to be entitled an act authorizing the Board of Commissioners of Forsyth County to fix the fees, costs, and commissions to be charged and collected by the Clerk of the Superior Court of Forsyth County and amending General Statutes 2-26 through General Statutes 2-35 inclusive, and General Statutes 2-37 relating thereto.

Referred to Committee on Salaries and Fees.

And,

H. B. 505, a bill to be entitled an act to amend Chapter 298, Session Laws of 1945, to permit the Forsyth County Employees Retirement Fund to be invested in those types of securities or other investments authorized by law for the investment of assets of domestic life insurance companies.

Referred to Committee on Judiciary No. 1.

By Representative Harris of Wake:

H. B. 506, a bill to be entitled an act validating official acts of notaries public wherein notarial seals do not contain readable impressions of the notaries' names.

Referred to Committee on Judiciary No. 1.

By Representatives Eagles and Barbee:

H. B. 507, a bill to be entitled an act to amend Chapter 1186, Session Laws of 1949, by increasing the fee to be charged in criminal cases for the benefit of the twin county Peace Officers' Association of Edgecombe and Nash Counties from one dollar to one dollar and twenty-five cents.

Referred to Committee on Local Government.

By Representative Jordan:

H. B. 508, a bill to be entitled an act to amend General Statutes 160-226.3 to provide for the more orderly development of subdivisions within municipal jurisdiction.

Referred to Committee on Counties, Cities and Towns.

And,

H. B. 509, a bill to be entitled an act to amend General Statutes 160-181.2 relating to municipal zoning authority.

Referred to Committee on Counties, Cities and Towns.

And,

H. B. 510, a bill to be entitled an act to amend General Statutes 160-173 relating to mandatory re-zoning by municipalities at intersections.

Referred to Committee on Counties, Cities and Towns.

By Representatives Reid, Everett, Wooten, and Andrews:

H. B. 511, a bill to be entitled an act to afford tax relief for individuals constructing family fallout shelters.

Referred to Committee on Finance.

By Representatives McMillan of Wake and Harris of Wake:

H. B. 512, a bill to be entitled an act to rewrite General Statutes 10-9 relating to official acts of notaries public; signatures; appearance of names; notarial seals or stamps.

Referred to Committee on Judiciary No. 1.

And,

H. B. 513, a bill to be entitled an act to amend General Statutes 10-13 relating to the validation of official acts of notaries public wherein expiration of notary's commission erroneously stated.

Referred to Committee on Judiciary No. 1.

By Representative Williamson:

H. B. 514, a bill to be entitled an act to establish and provide for the nomination and selection of the members of the Board of Education of Columbus County.

Referred to Committee on Education.

By Representative Lupton:

H. B. 515, a bill to be entitled an act relating to fees in the office of the Clerk of the Superior Court of Hyde County.

Referred to Committee on Courts and Judicial Districts.

And,

H. B. 516, a bill to be entitled an act fixing certain fees of the Register of Deeds of Hyde County.

Referred to Committee on Salaries and Fees.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bill which is read the first time and disposed of as follows:

S. B. 98, a bill to be entitled an act to provide for annual inspection of motor vehicles.

Referred to Committee on Roads and Highway Safety.



## CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 486, a bill to be entitled an act to revise and consolidate the Charter of the Town of Elon College, North Carolina.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Boger, Britt, Brooks, Byrum, Calder, Choate, Coates, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Drummond, Eagles, Efrid, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Hawfield, Henley, Hicks, Hill, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Peel, Phelps, Pickard, Potts, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Thomas, Thornburg, Vaughn, Vogler, Wall, Wallace, Watkins, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, and Wooten—104.

Those voting in the negative are: None.

H. B. 448, a bill to be entitled an act fixing the salaries of certain officials in Pasquotank County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 450, a bill to be entitled an act to amend General Statutes 9-5 to fix the compensation of jurors in the Superior Court of Martin County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 466, a bill to be entitled an act to authorize the Board of County Commissioners of Perquimans County to fix fees charged by county officers and to authorize the Board of County Commissioners of said county to fix the number of salaried county employees and the compensation of county officials and employees.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 477, a bill to be entitled an act to fix the compensation and travel allowance for jurors in Buncombe County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 479, a bill to be entitled an act to fix the compensation of the Sheriff of Harnett County.

Passes its second and third readings and is ordered sent to the Senate.

S. B. 180, a bill to be entitled an act to amend General Statutes 116-20 so as to remove therefrom reference to obsolete sections and to substitute therefor the proper sections relating to the method of conveyance of real proptry which has escheated to the University of North Carolina.

Passes its second and third readings and is ordered enrolled.

On motion of Representative Drummond, seconded by Representative Wood, the House adjourns in memory of the Honorable Fleetus L. Gobble, a former member from Forsyth County, to meet tomorrow in Raleigh at 12 o'clock Noon.

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## SIXTY-SECOND DAY

HOUSE OF REPRESENTATIVES  
Thursday, April 20, 1961

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hunt.

Prayer is offered by Dr. Forrest C. Feezor of Dallas, Texas.

Representative Hill, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Gregory of Harnett, Spencer Evans of Forsyth County is made an honorary page of the House of Representatives.

A leave of absence is granted Representative Lane for today and tomorrow.

On motion of Representative Blue, the courtesies of the floor are extended the Honorable Wilbur Currie, a former member of the House from Moore County.

On motion of Representative Frink, Joseph Caleb Ferrell, Major Irvin Ferrell, Jr., Caleb Divers Ferrell, Charlie Shelton Ralph, Jr., and John Linwood Scott of Pasquotank County, grandsons of Representative Ferrell, are made honorary pages of the House of Representatives.

Mr. Speaker Hunt makes Barbara Steward of Forsyth County an honorary pagette of the House of Representatives.

On motion of Representative Leatherman, Sharon Dawn Maynard of Ashland, Wisconsin is made an honorary pagette of the House of Representatives.

Mr. Speaker Hunt makes Gray and John Sample of Guilford County honorary pages of the House of Representatives.

## ENGROSSED BILLS

Representative Thomas, for the Committee on Engrossed Bills, reports the following bill has been carefully considered, found properly engrossed, and asks that it be sent to the Senate.

It is so ordered.

H. B. 107, a bill to be entitled an act to amend various sections of Chapter 20 of the General Statutes so as to make the law with regard to registration conform with The Vehicle Financial Responsibility Act of 1957.

## REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Representative Taylor, for the Committee on Courts and Judicial Districts.

Committee Substitute for H. B. 104, a bill to be entitled an act to amend the Constitution of North Carolina by rewriting Article IV thereof and making appropriate amendments of other articles so as to improve the administration of justice in North Carolina.

With an unfavorable report as to bill, favorable as to committee substitute bill.

On motion of Representative Zollicoffer the substitute bill is adopted.

H. B. 149, a bill to be entitled an act to amend Section 14 of Article IV of the Constitution of North Carolina to authorize the General Assembly to establish a general and uniform system of courts inferior to the superior courts for the counties, cities and towns of this State.

With an unfavorable report.

H. B. 444, a bill to be entitled an act to amend the Constitution of North Carolina to authorize the General Assembly to establish a general and uniform system of courts inferior to the superior courts for the counties, cities, and towns of this State.

With an unfavorable report.

H. B. 463, a bill to be entitled an act to amend General Statutes 7-70 so as to exchange the October terms of Superior Court in Bladen and Brunswick Counties.

With a favorable report.

By Representative Arledge, for the Committee on Elections and Election Laws.

H. B. 173, a bill to be entitled an act to amend Chapter 254 of the Public Local Laws of 1933 relating to the office of tax collector in Watauga County.



With an unfavorable report.

By Representative Wooten, for the Committee on Judiciary No. 1.

H. B. 438, a bill to be entitled an act to amend General Statutes 1-153 so as to permit motions to strike to be heard anywhere within a judicial district.

With a favorable report.

On motion of Representative Wooten the bill is placed on the Calendar for Monday night, April 24, 1961.

H. B. 439, a bill to be entitled an act to amend General Statutes 1-578 so as to permit motions to be heard anywhere within a judicial district.

With a favorable report, as amended.

On motion of Representative Wooten the bill is placed on the Calendar for Monday night, April 24, 1961.

S. B. 124, a bill to be entitled an act to amend General Statutes 58-79 to permit investments by Life Insurance Companies in electronic and mechanical machines constituting a data processing and accounting system in North Carolina.

With a favorable report.

By Representative Crawford, for the Committee on Judiciary No. 2.

H. B. 460, a bill to be entitled an act to include Warren County within the provisions of Articles 20A and 20B of Chapter 153 of the General Statutes relating to subdivisions and zoning and regulations of buildings within the several counties of the State.

With a favorable report.

H. B. 471, a bill to be entitled an act to permit inter vivos and testamentary conveyances of future interests.

With a favorable report.

S. B. 186, a bill to be entitled an act to amend Chapter 642 of the 1959 Session Laws relating to the Research Triangle Regional Planning Commission.

With a favorable report.

By Representative Belk, for the Committee on Public Utilities.

H. B. 352, a bill to be entitled an act prohibiting municipality owned and operated power and light companies from engaging in retail sales of appliances and fixtures.

With a favorable report, as amended.

By Representative Sermons, for the Committee on Wildlife Resources.

H. B. 336, a bill to be entitled an act to amend General Statutes 113-152 to permit licensed bow nets to be used by persons other than the licensee.

With a favorable report.

H. B. 372, a bill to be entitled an act to regulate fox hunting in McDowell County.

With a favorable report.

H. B. 412, a bill to be entitled an act to prevent the taking of deer on Turkey Creek, Morgan Creek, and Long Creek with the aid of boats.

With a favorable report, as amended.

H. B. 435, a bill to be entitled an act to permit the residents of Bladen County to have the privilege of fishing in that part of Wishart's Township, Robeson County, known and designated as "The Big Swamp", without being required to purchase a state fishing license for the privilege of so doing.

With a favorable report, as amended.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representatives Fearing and Kennedy:

H. R. 517, a joint resolution expressing appreciation to Honorable Robert E. Calder, Representative from New Hanover County, and to the city officials of the City of Wilmington and the county officials of the County of New Hanover for the hospitality shown to members of the General Assembly during the Azalea Festival.

On motion of Representative Fearing the rules are suspended and the bill is placed on its immediate passage.

Passed its first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representative Dolley, by request:

H. B. 518, a bill to be entitled an act to amend Chapter 30 of the Private Laws of 1913, as amended, being the Charter of the Town of Bessemer City, to authorize the Board of Town Commissioners to provide that the secretary shall have the powers and perform the duties of treasurer and validating all acts heretofore performed with respect to the duties and functions of the secretary and the treasurer.

Referred to Committee on Federal and Interstate Cooperation.

By Representatives Sermons, Johnson and Jackson:

H. B. 519, a bill to be entitled an act to change the charge for combination hunting and fishing licenses, county hunting licenses, and county fishing licenses, and to increase issuance fees for license sales to make them uniform.

Referred to Committee on Wildlife Resources.

By Representative Byrum:

H. B. 520, a bill to be entitled an act to amend Chapter 186 of the Private Laws of 1909 relating to the Charter of the Town of Edenton so as to grant to the Town certain powers with respect to property acquired from the United States.

Referred to Committee on Local Government.

And,

H. B. 521, a bill to be entitled an act to amend General Statutes 160-241 to permit the Town of Edenton to grant exemption of a maximum of 75 feet on the short side of corner lots from assessments for water and sewerage systems when both sides of corner lots are affected.

Referred to Committee on Local Government.

By Representatives Harriss of Rowan and Davis of Rowan:

H. B. 522, a bill to be entitled an act to provide for the systematic advertising of the resources and advantages of Rowan County and to authorize expenditures therefor.

Referred to Committee on Judiciary No. 2.

By Representative Harris of Wake:

H. B. 523, a bill to be entitled an act to amend General Statutes 45-21.38 relating to the abolition of deficiency judgments where mortgage represents part of the purchase price.

Referred to Committee on Judiciary No. 1.

By Representatives Wooten and Everett, by request:

H. B. 524, a bill to be entitled an act to establish a public law library for public officials, courts and others in Pitt County.

Referred to Committee on Library.

By Representative Vogler:

H. B. 525, a bill to be entitled an act amending certain sections of Chapter 111 of the General Statutes of North Carolina relating to the North Carolina State Commission for the Blind.

Referred to Committee on Commissions and Institutions for the Blind.

By Representative Davis of Lenoir:

H. B. 526, a bill to be entitled an act to amend the procedure in the adjudication of small claims in the Superior Court for Lenoir County.

Referred to Committee on Courts and Judicial Districts.

And,



H. B. 527, a bill to be entitled an act to amend General Statutes 130-70 so as to increase the fee allowed the Register of Deeds of Lenoir County for preparing duplicate copies of birth and death certificates.

Referred to Committee on Salaries and Fees.

By Representative Hines:

H. B. 528, a bill to be entitled an act to establish daylight saving time in North Carolina between the last Sunday in April and the last Sunday in October.

Referred to Committee on Judiciary No. 1.

By Representatives Boger and Quinn:

H. B. 529 a bill to be entitled an act to validate actions heretofore taken in relation to sanitary districts, including the creation thereof, the issuance of bonds thereby, and the appointment or election of members of the governing boards thereof.

Referred to Committee on Finance.

By Representatives Cohoon and Frink:

H. B. 530, a bill to be entitled an act relating to the solicitation of advertisements to be published in official publications of law enforcement officers' associations.

Referred to Committee on Judiciary No. 2.

By Representative Owens:

H. B. 531, a bill to be entitled an act to amend the Charter of the Town of Rutherfordton, Chapter 253 of the Private Laws of 1913, and amendments thereto, relating to manner and time in which claims may be filed against said Town.

Referred to Committee on Counties, Cities and Towns.

By Representative Simpson:

H. B. 532, a bill to be entitled an act to authorize the Board of Commissioners of the Town of Drexel to appropriate and pay funds to the Drexel Community Center.

Referred to Committee on Counties, Cities and Towns.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. R. 215, a joint resolution expressing appreciation to the City of Winston-Salem and the County of Forsyth for hospitality extended to the General Assembly on April 19, 1961.

Referred to Committee on Counties, Cities and Towns.

## CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 486, a bill to be entitled an act to revise and consolidate the Charter of the Town of Elon College, North Carolina.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efrid, Everett, Fearing, Felmet, Ferrell, Fletcher, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—115.

Those voting in the negative are: None.

H. B. 476, a bill to be entitled an act to revise and reorganize the Charter of the City of Hickory.

Representative Hill offers amendments which are adopted. The amendments being material, the bill remains on the Calendar for its second roll call reading.

H. B. 226, a bill to be entitled an act to amend Chapter 283 of the Session Laws of 1955 relating to the Charter of the Town of Lowell, the time of taking office of the Mayor and Board of Aldermen, and the authorization of the employment of a Town Manager for the Town of Lowell.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 447, a bill to be entitled an act to amend General Statutes 152-1 so as to authorize the Clerk of the Superior Court of Union County to appoint an assistant coroner and to amend General Statutes 152-5 relating to the compensation of the Coroner of Union County.

On motion of Representative Hawfield, the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 492, a bill to be entitled an act to amend Chapter 525 of the Session Laws of 1949 relating to public address systems in Caswell County.

Passes its second and third readings and is ordered sent to the Senate.

S. B. 176, a bill to be entitled an act to authorize the expenditure of certain surplus funds of Gaston County for the purpose of renovating and enlarging the County Courthouse.

Passes its second and third readings and is ordered enrolled.

H. B. 343, a bill to be entitled an act to amend General Statutes 160-183(a) by rewriting the definition of "Municipality" therein.

Representative Dolley offers an amendment which is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 417, a bill to be entitled an act to authorize counties to regulate the collection of garbage.

Representative Zollicoffer offers an amendment which is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 443, a bill to be entitled an act to exempt from registration those small farm trailers known generally as tobacco hauling trailers, tobacco trucks or tobacco trailers when used in connection with harvesting or curing tobacco.

Passes its second and third readings and is ordered sent to the Senate.

S. B. 125, a bill to be entitled an act to amend Chapter 58, Article 22 relating to reserve valuation and nonforfeiture benefits of life insurance policies.

Passes its second and third readings and is ordered enrolled.

On motion of Representative Fearing, duly seconded, the House adjourns to meet tomorrow at 10 o'clock A. M.

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## SIXTY-THIRD DAY

HOUSE OF REPRESENTATIVES

Friday, April 21, 1961

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hunt.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.



Representative Jones, for the Committee on the Journal, reports that the Journal for yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Hines, De Ree Moore of Guilford County is made an honorary pagette of the House of Representatives.

A leave of absence is granted Representative Nicholson for today.

On motion of Representative Garner, Mary Frances Tyler and Rea Spivey Tyler of Wake County, and C. Roby Garner, Jr. of Randolph County, grandson of Representative Garner, are made honorary pagettes and page, respectively, of the House of Representatives.

A leave of absence is granted Representative Wicker for Monday night.

On motion of Representative Vogler the rules are suspended in order that Mr. S. Marvin Burton, State Commander of the American Legion, may approach the dais where he makes a few remarks.

#### ENGROSSED BILLS

Representative Thomas, for the Committee on Engrossed Bills, reports the following bills and resolutions have been carefully considered, found properly engrossed, and asks that they be sent to the Senate.

It is so ordered.

H. B. 343, a bill to be entitled an act to amend General Statutes 160-183(a) by rewriting the definition of "Municipality" therein.

H. B. 417, a bill to be entitled an act to authorize counties to regulate the collection of garbage.

H. B. 447, a bill to be entitled an act to amend General Statutes 152-1 so as to authorize the Clerk of the Superior Court of Union County to appoint an assistant coroner and to amend General Statutes 152-5 relating to the compensation of the coroner of Union County.

#### REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Representative Henley, for the Committee on Education.

H. B. 449, a bill to be entitled an act to extend the terms of certain members of the Board of Education of Gaston County.

With a favorable report.

H. R. 455, a joint resolution authorizing the Governor to appoint a commission to study the necessity and advisability of the establishment of a school for the deaf in eastern North Carolina.

With a favorable report.

H. B. 491, a bill to be entitled an act to appoint members of the Orange County Board of Education.

With a favorable report.

H. B. 514, a bill to be entitled an act to establish and provide for the nomination and selection of the members of the Board of Education of Columbus County.

With a favorable report.

By Representative Wicker, for the Committee on Finance.

H. B. 403, a bill to be entitled an act pertaining to Article 3, Chapter 139 of the General Statutes as the same relates to a Water Shed Improvement Program in Yadkin County.

With a favorable report.

H. B. 483, a bill to be entitled an act to amend Chapter 585 of the Session Laws of 1951 to authorize the Board of Commissioners of Pitt County to levy a capital outlay tax upon property in the Pitt County School Districts which may request same not in excess of twenty cents on the one hundred dollar valuation.

With a favorable report.

H. B. 495, a bill to be entitled an act to amend Chapter 1154 of the Session Laws of 1959 relating to certain tax funds of the Tryon City Board of Education.

With a favorable report.

S. B. 76, a bill to be entitled an act to authorize counties to issue bonds for the purpose of erection or purchase of county office buildings.

With a favorable report.

S. B. 88, a bill to be entitled an act to amend and clarify the provisions of Chapter 158 of the General Statutes relating to the levying of taxes for local development.

With a favorable report.

S. B. 167, a bill to be entitled an act to validate the application of the City of Raleigh for a gasoline tax refund which was filed beyond the date allowed by Statute.

With a favorable report.

S. B. 175, a bill to be entitled an act to provide an alternative method of furnishing information on tax rate breakdown to property tax payers.

With a favorable report.

## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representative Wilson:

H. B. 533, a bill to be entitled an act to amend H. B. 332, ratified on the 14th of April, 1961, relating to the calling of elections on the question of levying taxes for industrial development purposes in Caswell and other counties.

Passed first reading.

On motion of Representative Wilson the rules are suspended and the bill is placed on the Calendar.

By Representatives Harris of Wake, McMillan of Wake and Womble:

H. B. 534, a bill to be entitled an act to provide for the payment of actual travel expenses of employees required to travel on official State business.

Referred to Committee on Finance.

And,

H. B. 535, a bill to be entitled an act to increase to nine cents the mileage allowance for the use of personal automobiles of State employees required to travel on official State business.

Referred to Committee on Finance.

By Representative Harris of Wake:

H. B. 536, a bill to be entitled an act to amend Chapter 84 of the General Statutes relating to attorneys at law.

Referred to Committee on Judiciary No. 1.

By Representative West of Cherokee:

H. B. 537, a bill to be entitled an act to remove Cherokee County from the operation of the State-wide primary law as to nominating Republican candidates for county offices and members of the General Assembly.

Referred to Committee on Elections and Election Laws.

By Representative Blue:

H. B. 538, a bill to be entitled an act to extend the jurisdiction of police officers of the Town of Aberdeen in Moore County.

Referred to Committee on Counties, Cities and Towns.

By Representatives Kennedy, Vogler, Hicks and Belk:

H. B. 539, a bill to be entitled an act to consolidate and rewrite the special laws relating to the Recorder's Court of the City of Charlotte in Mecklenburg County.



Referred to Committee on Courts and Judicial Districts.

By Representative Woodard of Northampton:

H. B. 540, a bill to be entitled an act to authorize the Sheriff of Northampton County to appoint an additional full-time salaried deputy sheriff.

Referred to Committee on Local Government.

By Representative Osteen:

H. B. 541, a bill to be entitled an act to amend General Statutes 163-50 relating to the oath required for change of party affiliation.

Referred to Committee on Elections and Election Laws.

By Representative Quinn:

H. B. 542, a bill to be entitled an act to amend General Statutes 65-13 relating to the removal of graves in the performance of governmental functions by making the section applicable to the State and its agencies.

Referred to Committee on Judiciary No. 2.

And,

H. B. 543, a bill to be entitled an act to authorize the State Highway Commission to insure ferries owned and operated by said Commission.

Referred to Committee on Roads and Highway Safety.

And,

H. B. 544, a bill to be entitled an act to amend General Statutes 20-88 to provide that the principal fee for the registration of property-carrying vehicles operated in combination be placed on the power unit of such combination and that a fee of \$3.00 be imposed on trailers and semi-trailers.

Referred to Committee on Roads and Highway Safety.

And,

H. B. 545, a bill to be entitled an act to amend the motor vehicle laws of North Carolina to enable the Commissioner of Motor Vehicles on behalf of the State of North Carolina to enter into reciprocity agreements with other jurisdictions with regard to the registration and licensing of motor vehicles.

Referred to Committee on Roads and Highway Safety.

By Representative Coates:

H. B. 546, a bill to be entitled an act to amend Chapter 861 of the Session Laws of 1957 for the purpose of adjusting the hospitalization and other benefits of the Johnston County Peace Officers' Relief Association.

Referred to Committee on Local Government.

By Representative Hines:

H. B. 547, a bill to be entitled an act to provide for probationary operators' licenses for persons between sixteen and eighteen years old, to describe the incidents and conditions thereof, and to provide for the impounding, in the discretion of the trial court, of motor vehicles used in prearranged racing, speeding and failing to stop in event of an accident.

Referred to Committee on Roads and Highway Safety.

By Representative Andrews.

H. B. 548, a bill to be entitled an act to increase the salaries of the Chief Justice and the associate justices of the Supreme Court of North Carolina and the judges of the Superior Court.

Referred to Committee on Courts and Judicial Districts.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

H. B. 380, a bill to be entitled an act to prohibit the practice of phrenology, palmistry, fortune telling or clairvoyance in Iredell County.

Returned for concurrence.

On motion of Representative McLaughlin the House concurs in the Senate amendment and the bill is ordered enrolled.

S. B. 158, a bill to be entitled an act relating to the authority of the County Commissioners of Bladen County to fix the salaries of County officials of said County.

Referred to Committee on Counties, Cities and Towns.

S. B. 179, a bill to be entitled an act to amend Article VI, Section 2, of the Constitution of North Carolina so as to permit new residents not qualified to vote only because of insufficient residence time to vote for Presidential and Vice-Presidential electors.

Referred to Committee on Constitutional Amendments.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 476, a bill to be entitled an act to revise and reorganize the Charter of the City of Hickory.

Passes its second reading by the following vote, as amended, and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Drummond, Eagles, Everett, Fearing, Felmet, Fletcher,

Galifianakis, Garner, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Hamrick, Harding, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kennedy, Kerr, Kiser, Leatherman, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Quinn, Randall, Reid, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, and Wooten—101.

Those voting in the negative are: None.

H. B. 372, a bill to be entitled an act to regulate fox hunting in McDowell County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 412, a bill to be entitled an act to prevent the taking of deer on Turkey Creek, Morgan Creek, and Long Creek with the aid of boats.

On motion of Representative Murphy the Committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 435, a bill to be entitled an act to permit the residents of Bladen County to have the privilege of fishing in that part of Wishart's Township, Robeson County, known and designated as "The Big Swamp", without being required to purchase a state fishing license for the privilege of so doing.

On motion of Representative Green the Committee amendment is adopted.

Passes its second and third readings as amended and is ordered engrossed and sent to the Senate.

H. B. 460, a bill to be entitled an act to include Warren County within the provisions of Articles 20A and 20B of Chapter 153 of the General Statutes relating to subdivisions and zoning and regulations of buildings within the several counties of the State.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 463, a bill to be entitled an act to amend General Statutes 7-70 so as to exchange the October terms of Superior Court in Bladen and Brunswick Counties.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 104, a bill to be entitled an act to amend the Constitution of North Carolina by rewriting Article IV thereof and making appropriate amendments of other Articles so as to improve the administration of justice in North Carolina.



On motion of Representative Taylor, the rules are suspended and the bill is placed as a Special Order on Tuesday, April 25, 1961.

H. B. 336, a bill to be entitled an act to amend General Statutes 113-152 to permit licensed bow nets to be used by persons other than the licensee.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 352, a bill to be entitled an act prohibiting municipally owned and operated power and light companies from engaging in retail sales of appliances and fixtures.

On motion of Representative Belk, the Committee amendment is adopted.

Representative Kennedy offers an amendment which is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 471, a bill to be entitled an act to permit inter vivos and testamentary conveyances of future interests.

Passes its second and third readings and is ordered sent to the Senate.

S. B. 124, a bill to be entitled an act to amend General Statutes 58-79 to permit investments by life insurance companies in electronic and mechanical machines constituting a data processing and accounting system in North Carolina.

Passes its second and third readings and is ordered enrolled.

S. B. 186, a bill to be entitled an act to amend Chapter 642 of the 1959 Session Laws relating to the Research Triangle Regional Planning Commission.

Passes its second and third readings and is ordered enrolled.

#### ENROLLED BILLS

Representative Britt, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 498. A Joint Resolution expressing appreciation to the City of Winston-Salem and the County of Forsyth for hospitality extended to the General Assembly on April 19, 1961.

S. B. 125. An Act to amend Chapter 58, Article 22 relating to reserve valuation and nonforfeiture benefits of life insurance policies.

S. B. 176. An Act to authorize the expenditure of certain surplus funds of Gaston County for the purpose of renovating and enlarging the county courthouse.

S. B. 180. An Act to amend General Statutes 116-20 so as to remove therefrom reference to obsolete sections and to substitute therefor the

proper sections relating to the method of conveyance of real property which has escheated to the University of North Carolina.

H. B. 328. An Act to require a permit authorizing construction of buildings and improvements in Dare County.

H. B. 330. An Act fixing the salary of the County Accountant and the assistant to the County Accountant of Mitchell County.

H. B. 359. An Act to amend General Statutes 153-266.9 so as to make the provisions of Article 20A of Chapter 153 of the General Statutes applicable to Surry County.

H. B. 368. An Act relating to the compensation of the Jailer of Bladen County.

H. B. 451. An Act to authorize Perquimans County Drainage District Number 4 to expend funds.

On motion of Representative Blue, duly seconded, the House adjourns to meet tomorrow at 10 o'clock A. M.

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## SIXTY-FOURTH DAY

### HOUSE OF REPRESENTATIVES

Saturday, April 22, 1961.

The House meets pursuant to adjournment and is called to order by Representative Womble, designated by Mr. Speaker Hunt as Speaker Pro Tempore.

The Lord's Prayer is repeated by the members.

The reading of the Journal of yesterday is dispensed with and without objection the same stands approved as written.

The Chair, of its own motion, adjourns the Session to meet on Monday night at 8 o'clock P. M.

## SIXTY-FIFTH DAY

HOUSE OF REPRESENTATIVES

Monday Night, April 24, 1961

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hunt.

Prayer is offered by the Reverend J. Clyde Auman, Associate Pastor of the Centenary Methodist Church of Winston-Salem.

Representative Greenwood, for the Committee on the Journal, reports the Journal for Saturday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Greenwood the courtesies of the floor are extended the Honorable Ronald Finch, a former member of the House of Representatives from Buncombe County.

On motion of Representative Blue, Sandra and Joan Garner of Moore County are made honorary pagettes of the House of Representatives.

The death of Mrs. J. Henry Hill, Sr., Mother of Representative Hill of Catawba County, is announced by Representative Courtney.

## ENGROSSED BILLS

Representative Thomas, for the Committee on Engrossed Bills, reports the following bills have been carefully considered, found properly engrossed, and asks that they be sent to the Senate.

It is so ordered.

H. B. 352, a bill to be entitled an act prohibiting municipally-owned and operated power and light companies from engaging in retail sales of appliances and fixtures.

H. B. 412, a bill to be entitled an act to prevent the taking of deer on Turkey Creek, Morgan Creek, and Long Creek with the aid of boats.

H. B. 435, a bill to be entitled an act to permit the residents of Bladen County to have the privilege of fishing in that part of Wishart's Township, Robeson County, known and designated as "The Big Swamp", without being required to purchase a state fishing license for the privilege of so doing.

## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representative Gregory of Harnett:

H. B. 549, a bill to be entitled an act relating to the election and terms of office of the Commissioners of the Town of Angier in Harnett County.

Referred to Committee on Elections and Election Laws.



By Representative Womble:

H. B. 550, a bill to be entitled an act to amend General Statutes 105-149(5) so as to increase the exemption for dependents other than husband or wife from three hundred dollars (\$300) to six hundred dollars (\$600).

Referred to Committee on Finance.

By Representative Coates:

H. B. 551, a bill to be entitled an act to fix the compensation of jurors and court officers in Johnston County.

Referred to Committee on Courts and Judicial Districts.

By Representative Bell:

H. B. 552, a bill to be entitled an act to amend Chapter 435, Private Laws of 1913, said chapter with amendments thereto constituting the Charter of the Town of Beaufort, Carteret County.

Referred to Committee on Local Government.

And,

H. B. 553, a bill to be entitled an act to establish a public law library for public officials, courts, and others in Carteret County.

Referred to Committee on Local Government.

By Representative Harris of Wake:

H. B. 554, a bill to be entitled an act to provide for payment of state income tax refunds to the surviving spouse of taxpayer.

Referred to Committee on Finance.

And,

H. B. 555, a bill to be entitled an act to provide for the payment of federal income tax refunds of not over two hundred fifty dollars to the surviving spouse of the taxpayer.

Referred to Committee on Finance.

And,

H. B. 556, a bill to be entitled an act to amend General Statutes 28-53 relating to testamentary trustees.

Referred to Committee on Judiciary No. 1.

By Representatives Harris of Wake, Womble, and McMillan of Wake:

H. B. 557, a bill to be entitled an act to amend General Statutes 153-266.18 so as to make violation of a county zoning ordinance a misdemeanor.

Referred to Committee on Local Government.

By Representative Kemp:

H. B. 558, a bill to be entitled an act to provide for instructions for educable mentally handicapped children.

Referred to Committee on Education.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

H. B. 171, a bill to be entitled an act to amend General Statutes 106-408 relative to livestock market facilities and time of sales.

Returned for concurrence.

On motion of Representative Thomas the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 425, a bill to be entitled an act to amend General Statutes 44-2 with regard to giving the public notice provided for therein.

Returned for concurrence.

On motion of Representative Osteen the House concurs in the Senate amendment and the bill is ordered enrolled.

S. B. 131, a bill to be entitled an act to amend General Statutes 75-5 pertaining to certain acts which are prohibited as acts in restraint of trade or in the nature of combination or conspiracy in restraint of trade or commerce.

Referred to Committee on Judiciary No. 2.

S. B. 188, a bill to be entitled an act to authorize the Clerk of the Superior Court to render judgment by default in actions to remove cloud from title to real estate.

Referred to Committee on Judiciary No. 2.

S. B. 190, a bill to be entitled an act to amend General Statutes 163-43 so as to authorize county boards of elections to install a new loose-leaf registration book system upon approval by the Board of County Commissioners.

Referred to Committee on Elections and Election Laws.

S. B. 191, a bill to be entitled an act to amend General Statutes 163-25, Subsection g, by adding a new paragraph to clarify the voting rights of college students.

Referred to Committee on Elections and Election Laws.

S. B. 195, a bill to be entitled an act to amend General Statutes 163-140 so as to clarify the law relative to the time in which a candidate in a primary election may call for a second primary.

Referred to Committee on Elections and Election Laws.

S. B. 203, a bill to be entitled an act to amend Chapter 34 of the General Statutes relating to Veterans' Guardianship matters.

Referred to Committee on Judiciary No. 2.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 476, a bill to be entitled an act to revise and reorganize the Charter of the City of Hickory.

Passes its third reading by the following vote, as amended, and is ordered engrossed.

Those voting in the affirmative are: Representatives Andrews, Arledge, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Drummond, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harris of Wake, Hawfield, Hicks, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Ramsey, Randall, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, and Zollicoffer—106.

Those voting in the negative are: None.

H. B. 403, a bill to be entitled an act pertaining to Article 3, Chapter 139 of the General Statutes as the same relates to a water shed improvement program in Yadkin County.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Drummond, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harris of Wake, Hawfield, Hicks, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Ramsey, Randall, Riggs, Rodenbough,



Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, and Zollicoffer—106.

Those voting in the negative are: None.

H. B. 483, a bill to be entitled an act to amend Chapter 585 of the Session Laws of 1951 to authorize the Board of Commissioners of Pitt County to levy a capital outlay tax upon property in the Pitt County School Districts which may request same not in excess of twenty cents on the one hundred dollar valuation.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Drummond, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harris of Wake, Hawfield, Hicks, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Ramsey, Randall, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, and Zollicoffer—106.

Those voting in the negative are: None.

H. B. 533, a bill to be entitled an act to amend H. B. 332, ratified on the 14th of April, 1961, relating to the calling of elections on the question of levying taxes for industrial development purposes in Caswell and other counties.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Drummond, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harris of Wake, Hawfield, Hicks, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, Mc-

Millan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Ramsey, Randall, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, and Zollicoffer—106.

Those voting in the negative are: None.

H. B. 449, a bill to be entitled an act to extend the terms of certain members of the Board of Education of Gaston County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 491, a bill to be entitled an act to appoint members of the Orange County Board of Education.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 495, a bill to be entitled an act to amend Chapter 1154 of the Session Laws of 1959 relating to certain tax funds of the Tryon City Board of Education.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 514, a bill to be entitled an act to establish and provide for the nomination and selection of the members of the Board of Education of Columbus County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 438, a bill to be entitled an act to amend General Statutes 1-153 so as to permit motions to strike to be heard anywhere within a judicial district.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 439, a bill to be entitled an act to amend General Statutes 1-578 so as to permit motions to be heard anywhere within a judicial district.

On motion of Representative Leatherman the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. R. 455, a joint resolution authorizing the Governor to appoint a commission to study the necessity and advisability of the establishment of a school for the deaf in eastern North Carolina.

On motion of Representative Davis of Lenoir, consideration of the bill is postponed until Tuesday, April 24, 1961.

S. B. 76, a bill to be entitled an act to authorize counties to issue bonds for the purpose of erection or purchase of county office buildings.

On motion of Representative Peel, consideration of the bill is postponed until Tuesday, April 24, 1961.



S. B. 88, a bill to be entitled an act to amend and clarify the provisions of Chapter 158 of the General Statutes relating to the levying of taxes for local development.

On motion of Representative Peel, consideration of the bill is postponed until Tuesday, April 24, 1961.

S. B. 167, a bill to be entitled an act to validate the application of the City of Raleigh for a gasoline tax refund which was filed beyond the date allowed by statute.

Passes its second and third readings and is ordered enrolled.

S. B. 175, a bill to be entitled an act to provide an alternative method of furnishing information on tax rate breakdown to property tax payers.

On motion of Representative Peel, consideration of the bill is postponed until Tuesday, April 24, 1961.

On motion of Representative Courtney, duly seconded, the House adjourns in memory of Mrs. J. Henry Hill, Sr., to meet tomorrow at 12 o'clock noon.

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## SIXTY-SIXTH DAY

HOUSE OF REPRESENTATIVES

Tuesday, April 25, 1961

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hunt.

Prayer is offered by the Reverend John Eliason, Pastor of the Hopeview Presbyterian Church of Greensboro, North Carolina.

Representative Greenwood, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Zollicoffer, the courtesies of the floor are extended the Honorable E. L. Faulkner, a former member of the House of Representatives from Vance County.

Mr. Speaker Hunt makes Sally Blalock, Susan Fulk, Jane Carson, Ann Lynch, and Linda Hill from Surry County honorary pagettes of the House of Representatives.

On motion of Representative Andrews H. B. 548, entitled "a bill to be entitled an act to increase the salaries of the Chief Justice and the Associate Justices of the Supreme Court of North Carolina and the Judges of the Superior Court", is taken from the Committee on Courts and Judicial Districts and recommitted to the Committee on Appropriations.



## ENGROSSED BILLS

Representative Thomas, for the Committee on Engrossed Bills, reports the following bills and resolutions have been carefully considered, found properly engrossed, and asks that they be sent to the Senate.

It is so ordered.

H. B. 439, a bill to be entitled an act to amend General Statutes 1-578 so as to permit motions to be heard anywhere within a judicial district.

H. B. 476, a bill to be entitled an act to revise and reorganize the Charter of the City of Hickory.

## REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Representative Woodard of Northampton, for the Committee on Agriculture.

H. R. 454, a joint resolution requesting the United States Department of Agriculture and the North Carolina Delegation in the Congress of the United States to re-study the price support program for tobacco to the end that a support level of 90 per centum of the parity price be established in North Carolina.

With a favorable report.

S. B. 54, a bill to be entitled an act to amend Section 9.35½, Article 2, Chapter 153, of the General Statutes of North Carolina relating to the promotion of soil conservation work, so as to make it apply to Guilford County.

With a favorable report.

By Representative Crawford, for the Committee on Judiciary No. 2.

H. B. 453, a bill to be entitled an act amending and rewriting certain provisions of Chapter 86 of the General Statutes of North Carolina entitled "Barbers".

With a favorable report.

H. B. 487, a bill to be entitled an act to extend the authority of the police officers of the Town of Newton Grove so as to include all that territory within two miles of the corporate limits of said Town.

With an unfavorable report.

H. B. 494, a bill to be entitled an act to amend General Statutes 51-3 relating to capacity for marriage.

With a favorable report.

H. B. 500, a bill to be entitled an act to amend General Statutes 47-17.1 relating to the filing of papers for probate by the Clerk of the Superior Court of Forsyth County, North Carolina.

With a favorable report.

H. B. 522, a bill to be entitled an act to provide for the systematic advertising of the resources and advantages of Rowan County and to authorize expenditures therefor.

With a favorable report.

H. B. 530, a bill to be entitled an act relating to the solicitation of advertisements to be published in official publications of law enforcement officers' associations.

With a favorable report.

H. B. 542, a bill to be entitled an act to amend General Statutes 65-13 relating to the removal of graves in the performance of governmental functions by making the section applicable to the state and its agencies.

With a favorable report.

S. B. 139, a bill to be entitled an act to amend Chapter 53 of the General Statutes so as to include within its provisions loans guaranteed by the Veterans Administration and to define more clearly the term "Other Financial Institutions".

With a favorable report.

S. B. 188, a bill to be entitled an act to authorize the Clerk of the Superior Court to render judgment by default in actions to remove cloud from title to real estate.

With a favorable report.

By Representative Byrum, for the Committee on Propositions and Grievances.

H. B. 394, a bill to be entitled an act to amend Chapter 519 of the Session Laws of 1959 relating to the disposition of the net profits from Alcoholic Beverage Control Stores in the Town of Shallotte.

With a favorable report.

By Representative Kiser, for the Committee on Teachers' and State Employees' Retirement.

H. R. 103, a joint resolution authorizing the Governor to appoint a Commission to study the desirability of establishing a Civil Service System for State employees.

With an unfavorable report.

H. B. 186, a bill to be entitled an act relating to investment of funds of the Teachers' and State Employees' Retirement System, the Local Gov-

ernmental Employees' Retirement System and the Law Enforcement Officers' Benefit and Retirement Fund.

With a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representative Kennedy and Harris of Wake:

H. R. 559, a joint resolution designating May 1 as Law Day in North Carolina.

On motion of Representative Kennedy the rules are suspended and the resolution is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third reading and is ordered sent to the Senate.

By Representative Barbee:

H. B. 560, a bill to be entitled an act to redefine the corporate limits of the Town of Castalia in Nash County.

Referred to Committee on Local Government.

By Representative Williamson:

H. B. 561, a bill to be entitled an act relating to the appointment and terms of office of the school committeemen of Old Dock Elementary School in Columbus County.

On motion of Representative Williamson the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representative Hawfield:

H. B. 562, a bill to be entitled an act to amend Chapter 741 of the Session Laws of 1959 relating to the Chairman and members of the Board of County Commissioners of Union County.

Referred to Committee on Local Government.

By Representative Ferrell:

H. B. 563, a bill to be entitled an act to provide for the listing of dogs and a kennel tax in Pasquotank County.

Referred to Committee on Finance.



By Representative Lloyd and Harriss of Rowan:

H. B. 564, a bill to be entitled an act to strengthen the motor vehicle certificate of title laws by providing for a manufacturer's certificate of transfer for new motor vehicles and for the recordation and perfection of security interests in vehicles.

Referred to Committee on Roads and Highway Safety.

By Representative Kemp:

H. B. 565, a bill to be entitled an act to amend General Statutes 163-84 to require registrars to report by telephone or otherwise the precinct vote to the county board of elections upon completion of the counting in all primaries and elections.

Referred to Committee on Elections and Election Laws.

And,

H. B. 566, a bill to be entitled an act to amend General Statutes 69-25.1 relating to elections for creation of rural fire protection districts to prohibit repetitious elections within two years.

Referred to Committee on Elections and Election Laws.

By Representatives High, Frink and Hargett:

H. B. 567, a bill to be entitled an act to amend Part 2 of Article 3 of the General Statutes relating to the definition of dependent children eligible for public assistance.

Referred to Committee on Public Welfare.

By Representative Bell:

H. B. 568, a bill to be entitled an act to amend Chapter 699 and Chapter 727 of the Session Laws of North Carolina, 1959, to change the date of municipal elections in the Towns of Bayshore Park and Cape Carteret in Carteret County.

Referred to Committee on Local Government.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 61, a bill to be entitled an act to provide for the nomination and election of the members of the Board of Education and other officers of Randolph County.

Referred to Committee on Education.

S. B. 170, a bill to be entitled an act to amend Article 11 of Chapter 90 of the General Statutes relating to Veterinarians.

Referred to Committee on Health.

S. B. 201, a bill to be entitled an act to amend the Charter of Mars Hill College passed by the General Assembly in 1905 and 1923, and being Chapter 326 of the Private Laws of 1905, and Chapter 43 of the Private Laws of 1923.

Referred to Committee on Judiciary No. 2.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 403, a bill to be entitled an act pertaining to Article 3, Chapter 139 of the General Statutes as the same relates to water shed improvement program in Yadkin County.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efird, Everett, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lup-ton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—114.

Those voting in the negative are: None.

H. B. 483, a bill to be entitled an act to amend Chapter 585 of the Session Laws of 1951 to authorize the Board of Commissioners of Pitt County to levy a capital outlay tax upon property in the Pitt County School Districts which may request same not in excess of twenty cents on the one hundred dollar valuation.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efird, Everett, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding,



Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—114.

Those voting in the negative are: None.

H. B. 533, a bill to be entitled an act to amend H. B. 332, ratified on the 14th of April, 1961, relating to the calling of elections on the question of levying taxes for industrial development purposes in Caswell and other counties.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efrd, Everett, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Pickard, Potts, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—114.

Those voting in the negative are: None.

H. B. 104, a bill to be entitled an act to amend the Constitution of North Carolina by rewriting Article IV thereof and making appropriate amendments of other articles so as to improve the administration of justice in North Carolina.

The bill passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cook, Courtney, Davis of Lenoir, Davis of Rowan, Dolley, Eagles, Efrd, Everett, Fletcher, Frink, Galifianakis, Garner, God-



win, Green, Greenwood, Gregory of Halifax, Hamrick, Harding, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hines, Isaac, Jackson, Jordan, Kemp, Kennedy, Kerr, Lane, Leatherman, Leatherwood, Lloyd, Martin, McMillan of Robeson, McMillan of Wake, Nicholson, Osteen, Owens, Palmer, Peel, Pickard, Randall, Reid, Riggs, Rodenbough, Simpson, Slagle, Snyder, Speed, Story, Taylor, Thornburg, Umstead, Vogler, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitely, Wicker, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—85.

Those voting in the negative are: Representatives Cohoon, Crawford, Delamar, Fearing, Felmet, Ferrell, Gregory of Harnett, Griggs, Hardy, Holcombe, Johnson, Jones, Kiser, Lupton, McFadyen, McPherson, Murphy, Newman, Phelps, Ramsey, Satterfield, Sermons, Spruill, Thomas, Vaughn, Wall, Wilson, and Womble—28.

The following pairs are announced: Were Representative Drummond present he would vote "Aye", Representative Potts votes "Noe". Were Representative Hill present he would vote "Aye", Representative McLaughlin votes "Noe".

#### ENROLLED BILLS

Representative Britt, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 517. A Joint Resolution expressing appreciation to Honorable Robert E. Calder, Representative from New Hanover County, and to the City Officials of the City of Wilmington and the County Officials of the County of New Hanover for the hospitality shown to members of the General Assembly during the Azalea Festival.

H. R. 429. A Joint Resolution honoring the memory of Miss Hattie Susan Parrott, one of North Carolina's greatest leaders in the advancement of public education in this State.

H. R. 411. A Joint Resolution relative to the status of the Eastern Orthodox Church as one of the Major Religious Faiths.

S. B. 124. An Act to amend General Statutes 58-79 to permit investments by life insurance companies in electronic and mechanical machines constituting a data processing and accounting system in North Carolina.

S. B. 186. An Act to amend Chapter 642 of the 1959 Session Laws relating to the Research Triangle Regional Planning Commission.

H. B. 1. An Act to apportion the members of the House of Representatives among the several counties of the State.

H. B. 221. An Act to amend General Statutes 153-9 so as to authorize the County Commissioners of Martin County to assist financially the Soil Conservation Services.

H. B. 228. An Act to amend Chapter 197 of the Public Laws of 1935, as amended, so as to provide a procedure for correction and relocation of

Historical Markers prepared by the State Department of Archives and History.

H. B. 282. An Act to authorize the Board of Commissioners of Brunswick County to call a special election for the authorization of a resources development tax for Brunswick County and to create and fix the powers of a Resources Development Commission for Brunswick County.

H. B. 342. An Act to amend General Statutes 160-196 relating to incorporation of towns by the Municipal Board of Control.

H. B. 345. An Act to amend Chapter 1427 of the Session Laws of 1957 relating to contributions to the Western North Carolina Regional Planning Commission.

H. B. 380. An Act to prohibit the practice of phrenology, palmistry, fortune telling or clairvoyance in Iredell County.

H. B. 407. An Act to authorize the Board of Commissioners of the Town of Kure Beach, North Carolina, to levy a tax for the purpose of encouraging the location of businesses and for advertising the recreational advantages and resources of the Town.

S. B. 167. An Act to validate the application of the City of Raleigh for a gasoline tax refund which was filed beyond the date allowed by statute.

H. B. 144. An Act to authorize the Board of County Commissioners of Stanly County to make appropriations for public library purposes in Stanly County.

H. B. 171. An Act to amend General Statutes 106-408 relative to livestock market facilities and time of sales.

H. B. 204. An Act to extend the Vehicle Financial Responsibility Act of 1957.

H. B. 361. An Act fixing the travel allowances of members of the Sheriff's Department of Davie County.

H. B. 385. An Act to increase the civil jurisdiction of the Davidson County Court.

H. B. 392. An Act to amend General Statutes 153-10 relating to the authority of the County Commissioners of Martin County to interdict certain shows.

H. B. 396. An Act to amend General Statutes 7-70 relating to the terms of Superior Court in Bertie County.

H. B. 409. An Act to amend H. B. 102, ratified the 23rd day of March, 1961, relating to the conveyance of certain property by Pasquotank County to the College of the Albemarle.

H. B. 425. An Act to amend General Statutes 44-2 with regard to giving the public notice provided for therein.

H. B. 464. An Act to amend General Statutes 9-4 relating to the number of jurors to be drawn in Rockingham County.

On motion of Representative Wilson, duly seconded, the House adjourns in memory of the Honorable John A. Woods, a former member of the House of Representatives from Caswell County, to meet tomorrow at 12 o'clock noon.

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## SIXTY-SEVENTH DAY

HOUSE OF REPRESENTATIVES  
Wednesday, April 26, 1961

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hunt.

Prayer is offered by the Reverend Alphonso Jordon, House Chaplain.

Representative Jones, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Andrews, Wincie Jane Johnson of Chatham County is made an honorary pagette of the House of Representatives.

On motion of Representative Leatherman, Gail Gehweiler and William John Gehweiler, Jr. of Wake County are made pagette and page, respectively, of the House of Representatives.

A leave of absence is granted Representative Frink for Thursday and Friday, April 27th and 28th.

### REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Representative Jordon, for the Committee on Counties, Cities and Towns.

H. B. 446, a bill to be entitled an act to repeal Sections 1 and 2 of Chapter 173, Session Laws of 1959, and to repeal Chapter 724, Session Laws of 1957, so as to create the office of Tax Supervisor for Haywood County, and to provide for the appointment and compensation of the said Tax Supervisor by the Board of County Commissioners of Haywood County.

With a favorable report.

H. B. 465, a bill to be entitled an act requiring a building permit in Haywood County, North Carolina.



With a favorable report.

H. B. 467, a bill to be entitled an act to remove from the Sheriff of Perquimans County the duty of collecting taxes, to provide for the appointment of a tax collector of Perquimans County and to define his duties.

With a favorable report, as amended.

H. B. 468, a bill to be entitled an act to require and authorize the County Commissioners of Perquimans County to turn in to the general fund all delinquent taxes collected after October 1 of the year in which they become delinquent.

With a favorable report.

H. B. 474, a bill to be entitled an act authorizing the sale of certain county-owned real property in Gates County.

With a favorable report.

H. B. 485, a bill to be entitled an act to repeal the Charter of the Town of Wood in Franklin County.

With a favorable report.

H. B. 493, a bill to be entitled an act to reactivate the municipal government of the Town of Bolivia in Brunswick County.

With a favorable report.

H. B. 499, a bill to be entitled an act to authorize the City of Charlotte to license drivers and operators of ambulances and to franchise ambulances.

With a favorable report.

H. B. 531, a bill to be entitled an act to amend the Charter of the Town of Rutherfordton, Chapter 253 of the Private Laws of 1913, and amendments thereto, relating to manner and time in which claims may be filed against said Town.

With a favorable report.

H. B. 532, a bill to be entitled an act to authorize the Board of Commissioners of the Town of Drexel to appropriate and pay funds to the Drexel Community Center.

With a favorable report.

S. B. 134, a bill to be entitled an act to amend General Statutes 160-2 entitled *Corporate Powers* to grant municipalities authority to apportion between their existing voting units newly annexed territory.

With a favorable report.

S. R. 215, a joint resolution expressing appreciation to the City of Winston-Salem and the County of Forsyth for hospitality extended to the General Assembly on April 19, 1961.

With a favorable report.

By Representative Henley, for the Committee on Education.

H. B. 470, a bill to be entitled an act to amend Chapter 1110 of the Session Laws of 1959 relating to the membership of Perquimans County Board of Education.

With a favorable report, as amended.

By Representative Whitehurst, for the Committee on Insurance.

H. R. 355, a joint resolution authorizing the Governor to appoint a commission to study the methods now used by the North Carolina Fires Insurance Rating Bureau in establishing fire insurance rates in cities and towns in this State.

With a favorable report.

On motion of Representative Whitehurst the bill is recommitted to Committee on Appropriations.

S. B. 92, a bill to be entitled an act to amend the Motor Vehicle Safety and Financial Responsibility Act of 1953 so that commencement of a proceeding thereunder shall not automatically suspend the order or act of the Commissioner of Motor Vehicles.

With a favorable report.

By Representative Holcombe, for the Committee on Penal Institutions.

H. B. 367, a bill to be entitled an act to amend General Statutes 148-33.1 relating to the quartering of prisoners with work release privileges.

With a favorable report.

House Committee Substitute for S. B. 132, a bill to be entitled an act to rewrite Section 14-390 of the General Statutes relating to the furnishing of certain intoxicants, drugs or weapons to inmates of charitable and penal institutions.

With an unfavorable report as to bill, favorable as to committee substitute bill.

On motion of Representative Holcombe the substitute bill is adopted.

By Representative Quinn, for the Committee on Roads and Highway Safety.

S. B. 135, a bill to be entitled an act to amend General Statutes 20-190 with regard to the color of motor vehicles driven by officers of the State Highway Patrol.

With a favorable report.

S. B. 95, a bill to be entitled an act to amend General Statutes 20-26 so as to fix the fees for furnishing of driver's license records other than for official use and to provide for the disposition of such fees.

With a favorable report.

By Representative Hicks, for the Committee on State Government.

S. B. 138, a bill to be entitled an act to rewrite Subsection (4) of General Statutes 143-49 relating to the Purchase and Contract Division of the Department of Administration.

With a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representative Hawfield:

H. B. 569, a bill to be entitled an act to authorize the County Commissioners of Union County and the Board of Aldermen of the City of Monroe to convey certain real property no longer needed for governmental purposes.

Referred to Committee on Counties, Cities and Towns.

By Representatives Kemp and Hines:

H. B. 570, a bill to be entitled an act to amend the Charter of the Town of Gibsonville.

Referred to Committee on Local Government.

By Representative Wallace:

H. B. 571, a bill to be entitled an act to amend Section 9.35½, Article 2, Chapter 153 of the General Statutes of North Carolina, relating to the promotion of soil conservation work, so as to make it apply to Montgomery County.

Referred to Committee on Agriculture.

By Representatives Kennedy, Vogler, Belk, and Hicks:

H. B. 572, a bill to be entitled an act to authorize the City of Charlotte to waive its governmental immunity to the extent that it takes out liability insurance.

Referred to Committee on Counties, Cities and Towns.

By Representatives Peel and Fearing:

H. B. 573, a bill to be entitled an act to require inspection of activity buses used in the transportation of personnel and pupils of the public schools.

Referred to Committee on Education.

By Representative Jones:



H. B. 574, a bill to be entitled an act to incorporate the Blue Ridge Baptist Church Cemetery in Ashe County.

Referred to Committee on Judiciary No. 1.

By Representative Jackson:

H. B. 575, a bill to be entitled an act to authorize and empower the Town of Winton to sell and convey certain property.

Referred to Committee on Local Government.

By Representative Thornburg:

H. B. 576, a bill to be entitled an act to amend H. B. 344, ratified March 31, 1961, relating to the appointment of the County Board of Education of Jackson County.

On motion of Representative Thornburg the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representatives Sermons and Wicker:

H. B. 577, a bill to be entitled an act amending General Statutes 105-446 relating to applications for gasoline tax refunds.

Referred to Committee on Finance.

By Representative Vaughn:

H. B. 578, a bill to be entitled an act to ratify certain acts of the Clerk of the Superior Court of Rockingham County in confirming the sale of land at public auction.

Referred to Committee on Local Government.

By Representative Harriss of Rowan:

H. B. 579, a bill to be entitled an act to amend General Statutes 1-478 relating to defendant's undertaking for replevy under claim and delivery.

Referred to Committee on Judiciary No. 2.

By Representatives Quinn, Hines and Boger:

H. B. 580, a bill to be entitled an act to amend General Statutes 20-7 so as to require persons becoming sixteen years of age on or after January 1, 1963 to undergo a written test in connection with driver's license applications.

Referred to Committee on Roads and Highway Safety.

By Representative Sermons:

H. B. 581, a bill to be entitled an act to amend Section 75A-3 of the General Statutes of North Carolina.

Referred to Committee on Finance.

By Representative High:

H. B. 582, a bill to be entitled an act to rewrite Section 90-158.1 of the General Statutes relating to the licensing board of registered nurses and the licensing board enlarged of practical nurses.

Referred to Committee on Judiciary No. 2.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 164, a bill to be entitled an act to amend General Statutes 2-52 relating to the payment of insurance proceeds to persons under disability.

Referred to Committee on Insurance.

S. B. 165, a bill to be entitled an act to amend General Statutes 58-79 to permit investments by domestic life insurance companies in public and private housing developments.

Referred to Committee on Insurance.

S. R. 234, a joint resolution fixing the time and place for a Joint Session of the Senate and House of Representatives for the election of trustees of the Greater University of North Carolina and for confirmation of appointments made during the past two years to the boards of trustees of state supported colleges and the State Board of Education.

On motion of Representative Rodenbough the rules are suspended and the bill is placed on its immediate passage.

Passes first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 394, a bill to be entitled an act to amend Chapter 519 of the Session Laws of 1959 relating to the disposition of the net profits from Alcoholic Beverage Control Stores in the Town of Shallotte.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 522, a bill to be entitled an act to provide for the systematic advertising of the resources and advantages of Rowan County and to authorize expenditures therefor.

Passes its second and third readings and is ordered sent to the Senate.

S. B. 54, a bill to be entitled an act to amend Section 9.35 $\frac{1}{2}$ , Article 2, Chapter 153, of the General Statutes of North Carolina relating to the promotion of soil conservation work, so as to make it apply to Guilford County.

Passes its second and third readings and is ordered enrolled.

H. B. 104, a bill to be entitled an act to amend the Constitution of North Carolina by rewriting Article IV thereof and making appropriate amendments of other Articles so as to improve the administration of justice in North Carolina.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Andrews, Barbee, Belk, Bell, Blue, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cook, Courtney, Davis of Lenoir, Davis of Rowan, Dolley, Drummond, Eagles, Efrid, Everett, Fletcher, Frink, Galifianakis, Garner, Godwin, Greenwood, Gregory of Halifax, Hamrick, Harding, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Isaac, Jackson, Jordan, Kemp, Kennedy, Kerr, Leatherman, Leatherwood, Lloyd, Martin, McFadyen, McMillan of Robeson, McMillan of Wake, Nicholson, Osteen, Owens, Peel, Pickard, Randall, Reid, Riggs, Rodenbough, Simpson, Slagle, Snyder, Speed, Story, Taylor, Thornburg, Umstead, Vogler, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—81.

Those voting in the negative are: Representatives Cohoon, Crawford, Delamar, Fearing, Felmet, Gregory of Harnett, Hardy, Holcombe, Johnson, Jones, Kiser, Lupton, McPherson, Murphy, Newman, Phelps, Potts, Quinn, Ramsey, Satterfield, Sermons, Spruill, Thomas, and Vaughn—24.

The following pairs are announced:

Were Representative Ferrell present he would vote "Noe"; Representative Boger votes "Aye"; Were Representative Griggs present he would vote "Noe"; Representative Palmer votes "Aye"; Were Representative Wilson present he would vote "Noe"; Representative Hargett votes "Aye"; Were Representative Hill present he would vote "Aye"; Representative Womble votes "Noe".

H. B. 453, a bill to be entitled an act amending and rewriting certain provisions of Chapter 86 of the General Statutes of North Carolina entitled "Barbers".

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Barbee, Belk, Bell, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of



Rowan, Delamar, Dolley, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Fletcher, Frink, Galifianakis, Garner, Gregory of Halifax, Gregory of Harnett, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McMillan of Robeson, McMillan of Wake, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vogler, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitely, Wicker, Williamson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—101.

Those voting in the negative are: Representatives Blue, Godwin, McPherson, Murphy, Newman, Speed, and Vaughn—7.

S. B. 76, a bill to be entitled an act to authorize counties to issue bonds for the purpose of erection or purchase of county office buildings.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efird, Everett, Felmet, Fletcher, Frink, Galifianakis, Garner, Godwin, Greenwood, Gregory of Halifax, Gregory of Harnett, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Wicker, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—107.

Those voting in the negative are: None.

S. B. 88, a bill to be entitled an act to amend and clarify the provisions of Chapter 158 of the General Statutes relating to the levying of taxes for local development.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efird, Everett, Felmet, Fletcher, Frink, Galifianakis, Garner, Godwin, Greenwood, Gregory of Halifax, Gregory of Harnett, Hamrick, Harding, Hardy, Hargett, Harriss of

Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Wicker, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—107.

Those voting in the negative are: None.

H. B. 186, a bill to be entitled an act relating to investment of funds of the Teachers' and State Employees' Retirement System, the Local Governmental Employees' Retirement System and the Law Enforcement Officers' Benefit and Retirement Fund.

Passes its second and third readings and is ordered sent to the Senate.

H. R. 454, a joint resolution requesting the United States Department of Agriculture and the North Carolina Delegation in the Congress of the United States to re-study the price support program for tobacco to the end that a support level of 90 per centum of the parity price be established in North Carolina.

Passes its second and third readings and is ordered sent to the Senate.

H. R. 455, a joint resolution authorizing the Governor to appoint a commission to study the necessity and advisability of the establishment of a school for the deaf in eastern North Carolina.

On motion of Representative Barbee, consideration of the bill is postponed until Thursday, April 27, 1961.

H. B. 494, a bill to be entitled an act to amend General Statutes 51-3 relating to capacity for marriage.

Passes its second reading.

Representative Newman objects to the third reading and the bill remains on the Calendar for its third reading.

H. B. 500, a bill to be entitled an act to amend General Statutes 47-17.1 relating to the filing of papers for probate by the Clerk of the Superior Court of Forsyth County, North Carolina.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 530, a bill to be entitled an act relating to the solicitation of advertisements to be published in official publication of law enforcement officers' associations.

Passes its second and third readings and is ordered sent to the Senate.



H. B. 542, a bill to be entitled an act to amend General Statutes 65-13 relating to the removal of graves in the performance of governmental functions by making the section applicable to the State and its agencies.

Passes its second and third readings and is ordered sent to the Senate.

S. B. 139, a bill to be entitled an act to amend Chapter 53 of the General Statutes so as to include within its provisions loans guaranteed by the Veterans Administration and to define more clearly the term "Other Financial Institutions".

Passes its second and third readings and is ordered enrolled.

S. B. 175, a bill to be entitled an act to provide an alternative method of furnishing information on tax rate breakdown to property tax payers.

On motion of Representative Whitehurst, consideration of the bill is postponed until Thursday, April 27, 1961.

S. B. 188, a bill to be entitled an act to authorize the Clerk of the Superior Court to render judgment by default in actions to remove cloud from title to real estate.

Passes its second reading.

Representative Calder objects to the third reading and the bill remains on the Calendar.

#### ENROLLED BILLS

Representative Britt, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 559. A Joint Resolution designating May 1 as Law Day in North Carolina.

H. B. 369. An Act to authorize the Board of County Commissioners of Northampton County to call a special election for the authorization of an Industrial Development Tax for Northampton County and to create and fix the powers of an economic development commission for Northampton County.

H. B. 388. An Act to amend General Statutes 9-5 to fix the compensation of jurors in the Superior Court of Bladen County.

H. B. 402. An Act extending the corporate limits and providing for the election of commissioners of the Town of Kure Beach, New Hanover County.

H. B. 410. An Act regulating the fees to be charged by justices of the peace in Greene County.

H. B. 420. An Act prescribing fees to be collected by the Register of Deeds of Bertie County.



H. B. 430. An Act to amend Chapter 62 of the Session Laws of 1959 relating to the Halifax County Law Enforcement Officers' Relief Act.

On motion of Representative Boger, duly seconded, the House adjourns to meet tomorrow at 12 o'clock noon.

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## SIXTY-EIGHTH DAY

### HOUSE OF REPRESENTATIVES

Thursday, April 27, 1961

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hunt.

Prayer is offered by the Reverend John Ryberg, Pastor of the First Baptist Church in Smithfield.

Representative Jones, for the Committee on the Journal, reports the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Spruill, the courtesies of the floor are extended the Honorable Joe King, a former member of the House of Representatives from Forsyth County.

Mr. Speaker Hunt makes the following from Guilford County pagettes and pages, respectively: Karen Little, Cynthia Little, Nancy Koontz, Kathy Rice, Carol Ditto, Bobby Koontz, and John Brown.

On motion of Representative Watkins, Cindy Ann Habit of Granville County is made an honorary pagette of the House of Representatives.

On motion of Representative Hines, Suzanne Wyatt, Paula R. Howard, Gary Kilkelly, and John Lauten, Jr., of Guilford County are made pagettes and pages, respectively, of the House.

On motion of the Forsyth Delegation the following who served the House of Representatives at the Session in Winston-Salem on April 19, 1961, are made honorary pagettes and pages, respectively, of the House of Representatives: Russell Childress, Billy Patterson, Billy Wood, Fleetus L. Gobble, III, Bert Bahnson, Allen Moser, Chuck Matthews, Dennis Dunham, Jeffrey Farran, William Roessler, Romulus Mann, Ven Carver, Gene Swearingen, Bryan Little, Spencer Evans, Don Drummond, Edith Wilson, Gloria Crawford, Kathy Reynolds, Nancy Williams, Maudie Cass, Connie Flynt, and Mary Graves.

A leave of absence is granted to Representative Peel for Friday, April 28, 1961.

On motion of Representative Galifianakis, the courtesies of the floor are extended the Honorable Ralph Strayhorn, a former member of the House from Durham County.

On motion of Representative Harris of Wake, H. B. 40, entitled "a bill to be entitled an act relating to the filing of papers by the Clerk of Superior Court of Alexander County", is taken from the Committee on Local Government and recommitted to the Committee on Judiciary No. 2.

#### REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Representative Wicker, for the Committee on Finance.

H. B. 437, a bill to be entitled an act authorizing the City of Southport, the Town of Boiling Springs Lake, the Town of Long Beach, and Brunswick County to establish an Airport Commission, which commission shall be vested with the power of eminent domain and the power to issue bonds or other securities or obligations for the purpose of providing funds for the acquisition of lands, construction and operation of said airport facility together with all powers as set out in Chapter 63 of the General Statutes of North Carolina.

With a favorable report.

H. B. 563, a bill to be entitled an act to provide for the listing of dogs and a kennel tax in Pasquotank County.

With a favorable report.

H. B. 529, a bill to be entitled an act to validate actions heretofore taken in relation to sanitary districts, including the creation thereof, the issuance of bonds thereby, and the appointment or election of members of the governing boards thereof.

With a favorable report.

On motion of Representative Wicker the bill is recommitted to Committee on Judiciary No. 2.

By Representative Wooten, for the Committee on Judiciary No. 1.

H. B. 247, a bill to be entitled an act to amend Chapter 93 of the General Statutes of North Carolina relating to the practice of accountancy.

With an unfavorable report.

H. B. 233, a bill to be entitled an act to decrease the amount of annual installments of principal that shall become due upon assessment anticipation notes in order to encourage a larger participation in the preservation of soil and land by drainage districts.

With an unfavorable report as to bill, favorable as to committee substitute bill.

On motion of Representative Wooten the substitute bill is adopted.

H. B. 505, a bill to be entitled an act to amend Chapter 298, Session Laws of 1945, to permit the Forsyth County Employees' Retirement Fund to be invested in those types of securities or other investments authorized by law for the investment of assets of domestic life insurance companies.

With a favorable report.

H. B. 574, a bill to be entitled an act to incorporate the Blue Ridge Baptist Church Cemetery in Ashe County.

With a favorable report.

S. B. 34, a bill to be entitled an act to provide for the appointment of an attorney in fact which shall continue to be effective notwithstanding the incapacity or incompetence of the principal therein.

With a favorable report.

S. B. 37, a bill to be entitled an act relating to release of the mortgagor by unauthorized dealings between the mortgagee and the mortgagor's assuming grantee.

With a favorable report, as amended.

By Representative Crawford, for the Committee on Judiciary No. 2.

H. B. 459, a bill to be entitled an act to amend Article 17A of Chapter 7 of the General Statutes relating to warrants and receipts so as to include Macon County.

With a favorable report.

H. B. 579, a bill to be entitled an act to amend General Statutes 1-478 relating to defendant's undertaking for replevy under claim and delivery.

With a favorable report.

On motion of Representative Crawford the bill is placed on the Calendar for Tuesday, May 2, 1961.

S. B. 203, a bill to be entitled an act to amend Chapter 34 of the General Statutes relating to Veterans' guardianship matters.

With a favorable report.

By Representative Braswell, for the Committee on Justices of the Peace.

H. B. 272, a bill to be entitled an act to validate the official acts of Elsie Foster, a Justice of the Peace in Wilkes County.

With a favorable report.

H. B. 381, a bill to be entitled an act to amend Chapter 396 of the Public-Local Laws of 1941 relating to Justices of the Peace in Guilford County.

With a favorable report.

H. B. 433, a bill to be entitled an act relating to the compensation of Justices of the Peace in Hoke County.



With a favorable report.

H. B. 434, a bill to be entitled an act relating to the issuance of warrants and receipts by Justices of the Peace in Avery County.

With a favorable report.

H. B. 489, a bill to be entitled an act to amend General Statutes 7-134.1 so as to place the duty of distributing warrants to justices of the peace.

With a favorable report.

By Representative Harris of Wake, for the Committee on Local Government.

H. B. 472, a bill to be entitled an act to amend Section 1 of Chapter 899 of the 1957 Session Laws relating to the recommendation and appointment of officers of the Town of Yaupon Beach, North Carolina, in Brunswick County.

With a favorable report, as amended.

H. B. 507, a bill to be entitled an act to amend Chapter 1186, Session Laws of 1949, by increasing the fee to be charged in criminal cases for the benefit of the twin county Peace Officers Association of Edgecombe and Nash Counties from one dollar to one dollar and twenty-five cents.

With a favorable report.

H. B. 520, a bill to be entitled an act to amend Chapter 186 of the Private Laws of 1909 relating to the Charter of the Town of Edenton so as to grant to the town certain powers with respect to property acquired from the United States.

With a favorable report.

H. B. 521, a bill to be entitled an act to amend General Statutes 160-241 to permit the Town of Edenton to grant exemption of a maximum of 75 feet on the short side of corner lots from assessments for water and sewerage systems when both sides of corner lots are affected.

With a favorable report.

H. B. 540, a bill to be entitled an act to authorize the Sheriff of Northampton County to appoint an additional full-time salaried deputy sheriff.

With a favorable report, as amended.

H. B. 546, a bill to be entitled an act to amend Chapter 861 of the Session Laws of 1957 for the purpose of adjusting the hospitalization and other benefits of the Johnston County Peace Officers' Relief Association.

With a favorable report.

H. B. 552, a bill to be entitled an act to amend Chapter 435, Private Laws of 1913, said chapter, with amendments thereto, constituting the Charter of the Town of Beaufort, Carteret County.

With a favorable report.

H. B. 557, a bill to be entitled an act to amend General Statutes 153-266.18 so as to make violation of a county zoning ordinance a misdemeanor.

With a favorable report.

H. B. 560, a bill to be entitled an act to redefine the corporate limits of the Town of Castalia in Nash County.

With a favorable report.

H. B. 562, a bill to be entitled an act to amend Chapter 741 of the Session Laws of 1959 relating to the Chairman and members of the Board of County Commissioners of Union County.

With a favorable report.

H. B. 568, a bill to be entitled an act to amend Chapter 699 and Chapter 727 of the Session Laws of North Carolina, 1959, to change the date of municipal elections in the Towns of Bayshore Park and Cape Carteret in Carteret County.

With a favorable report.

S. B. 137, a bill to be entitled an act to amend General Statutes 160-200 so as to clarify the provisions relating to municipal support of an art gallery.

With a favorable report.

By Representative Gregory of Harnett, for the Committee on Salaries and Fees.

H. B. 504, a bill to be entitled an act authorizing the Board of Commissioners of Forsyth County to fix the fees, costs, and commissions to be charged and collected by the Clerk of the Superior Court of Forsyth County and amending General Statutes 2-26 through General Statutes 2-35, inclusive, and General Statutes 2-37 relating thereto.

With a favorable report, as amended.

H. B. 516, a bill to be entitled an act fixing certain fees of the Register of Deeds of Hyde County.

With a favorable report, as amended.

By Representative Sermons, for the Committee on Wildlife Resources.

H. B. 182, a bill to be entitled an act to regulate the hunting and taking of amphibians in North Carolina.

With an unfavorable report.

H. B. 519, a bill to be entitled an act to change the charge for combination hunting and fishing licenses, county hunting licenses, and county fishing licenses, and to increase issuance fees for license sales to make them uniform.

With a favorable report, as amended.

S. B. 142, a bill to be entitled an act to amend General Statutes 113-84 so as to authorize the Wildlife Resources Commission to fix a concurrent open season on doe deer and male deer.

With a favorable report.

S. B. 149, a bill to be entitled an act to permit invited guests of the owners to fish in private ponds without licenses.

With a favorable report.

S. B. 150, a bill to be entitled an act to permit the sale of game fish for purposes other than propagation under permit.

With a favorable report.

S. B. 153, a bill to be entitled an act to regulate the distribution and sale of hunting and fishing licenses.

With a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Representatives Dolley and Efrd:

H. B. 583, a bill to be entitled an act to amend General Statutes 15-41.

Referred to Committee on Federal and Interstate Cooperation.

By Representative Eagles:

H. B. 584, a bill to be entitled an act relating to the salary of the Sheriff and the deputy sheriffs and office assistant of Edgecombe County.

Referred to Committee on Salaries and Fees.

By Representative Green:

H. B. 585, a bill to be entitled an act creating a bird sanctuary and prohibiting the discharge of firearms in the Town of White Lake in Bladen County.

Referred to Committee on Counties, Cities and Towns.

By Representative Story:

H. B. 586, a bill to be entitled an act to amend Article 17A of Chapter 7 of the General Statutes relating to the numbering and issuance of warrants to Justices of the Peace in Wilkes County.

Referred to Committee on Justices of the Peace.

By Representative Blue:

H. B. 587, a bill to be entitled an act to fix the compensation of the Commissioners of the Town of Carthage.



Referred to Committee on Counties, Cities and Towns.

By Representative Satterfield:

H. B. 588, a bill to be entitled an act to amend General Statutes 160-227.1 so as to authorize the City of Roxboro to regulate the subdivision of land within the town limits.

Referred to Committee on Counties, Cities and Towns.

By Representative Lloyd:

H. B. 589, a bill to be entitled an act to repeal Chapter 85 of the Session Laws of 1959 and to amend General Statutes 115-19 relating to the nomination, appointment, and qualifications of members of the Graham County Board of Education and fixing their terms of office.

Referred to Committee on Education.

By Representative Jones:

H. B. 590, a bill to be entitled an act to appropriate additional funds to the State Board of Public Welfare to enable the state to provide adequate hospitalization for recipients of public assistance and for the medically indigent.

Referred to Committee on Appropriations.

By Representative Riggs:

H. B. 591, a bill to be entitled an act to amend Chapter 444 of the 1959 Session Laws and Chapter 767 of the 1959 Session Laws relating to the taking of clams, shrimp, fish, and oysters by persons for their own personal use.

Referred to Committee on Commercial Fisheries and Oyster Industry.

And,

H. B. 592, a bill to be entitled an act to amend General Statutes 47-30 relating to the recording and filing of maps in Onslow County, North Carolina.

Referred to Committee on Judiciary No. 2.

And,

H. B. 593, a bill to be entitled an act to amend General Statutes 154-3 so as to provide for the election of a surveyor in Onslow County.

Referred to Committee on Counties, Cities and Towns.

By Representatives Hamrick, Wood and Drummond:

H. B. 594, a bill to be entitled an act to amend Chapter 738 of the Session Laws of 1959 relating to the salaries of the Clerk of Superior Court, Sheriff and Register of Deeds of Forsyth County, and the special fund created for said Clerk of Superior Court's office so as to provide for an increase in the salary of said Register of Deeds.

Referred to Committee on Salaries and Fees.

And,

H. B. 595, a bill to be entitled an act to amend General Statutes 7-70 relating to the terms of Superior Court of Forsyth County.

Referred to Committee on Courts and Judicial Districts.

By Representatives Greenwood, Jordan and Crawford:

H. B. 596, a bill to be entitled an act to appropriate the sum of \$25,000.00 to Eliada Homes, Incorporated, in Buncombe County.

Referred to Committee on Appropriations.

By Representatives Wooten, Sermons, Everett, Martin, Delamar, Whitehurst, Leatherwood, Rodenbough, Osteen, Woodard of Northampton, Drummond, Potts, Cohoon, Phelps, Davis of Rowan, Jackson, Davis of Lenoir, Coates, Vogler, Green, Dolley, Jones, Hill, Thornburg, Calder, Eagles, Williamson, Fearing, Efird, Palmer, Snyder, Leatherman, Hardy, and Hicks.

H. B. 597, a bill to be entitled an act to exempt from the wholesale rate of tax sales made by registered wholesale merchants to registered retail merchants for resale.

Referred to Committee on Finance.

#### CALENDER

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 446, a bill to be entitled an act to repeal Sections 1 and 2 of Chapter 173, Session Laws of 1959, and to repeal Chapter 724, Session Laws of 1957, so as to create the office of Tax Supervisor for Haywood County, and to provide for the appointment and compensation of the said Tax Supervisor by the Board of County Commissioners of Haywood County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 465, a bill to be entitled an act requiring a building permit in Haywood County, North Carolina.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 467, a bill to be entitled an act to remove from the Sheriff of Perquimans County the duty of collecting taxes, to provide for the appointment of a Tax Collector of Perquimans County and to define his duties.

On motion of Representative Crawford the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 468, a bill to be entitled an act to require and authorize the County Commissioners of Perquimans County to turn into the general fund all delinquent taxes collected after October 1 of the year in which they become delinquent.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 470, a bill to be entitled an act to amend Chapter 1110 of the Session Laws of 1959 relating to the membership of Perquimans County Board of Education.

On motion of Representative Coates the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 474, a bill to be entitled an act authorizing the sale of certain county-owned real property in Gates County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 485, a bill to be entitled an act to repeal the Charter of the Town of Wood in Franklin County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 493, a bill to be entitled an act to reactivate the municipal government of the Town of Bolivia in Brunswick County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 499, a bill to be entitled an act to authorize the City of Charlotte to license drivers and operators of ambulances and to franchise ambulances.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 531, a bill to be entitled an act to amend the Charter of the Town of Rutherfordton, Chapter 253 of the Private Laws of 1913, and amendments thereto, relating to manner and time in which claims may be filed against said town.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 532, a bill to be entitled an act to authorize the Board of Commissioners of the Town of Drexel to appropriate and pay funds to the Drexel Community Center.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 453, a bill to be entitled an act amending and rewriting certain provisions of Chapter 86 of the General Statutes of North Carolina entitled "Barbers"

Passes its third reading by the following vote and is ordered sent to the Senate.



Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efrd, Everett, Fearing, Felmet, Ferrell, Fletcher, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—111.

Those voting in the negative are: None.

S. B. 76, a bill to be entitled an act to authorize counties to issue bonds for the purpose of erection or purchase of county office buildings.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efrd, Everett, Fearing, Felmet, Ferrell, Fletcher, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—111.

Those voting in the negative are: None.

S. B. 88, a bill to be entitled an act to amend and clarify the provisions of Chapter 158 of the General Statutes relating to the levying of taxes for local development.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efrd, Everett, Fearing, Felmet, Ferrell, Fletcher, Galifianakis, Garner, Godwin, Green, Green-

wood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—111.

Those voting in the negative are: None.

H. B. 494, a bill to be entitled an act to amend General Statutes 51-3 relating to capacity for marriage.

Passes its third reading and is ordered sent to the Senate.

S. B. 188, a bill to be entitled an act to authorize the Clerk of the Superior Court to render judgment by default in actions to remove cloud from title to real estate.

Passes its third reading and is ordered enrolled.

H. B. 367, a bill to be entitled an act to amend General Statutes 148-33.1 relating to the quartering of prisoners with work release privileges.

Passes its second and third readings and is ordered sent to the Senate.

H. R. 455, a joint resolution authorizing the Governor to appoint a commission to study the necessity and advisability of the establishment of a school for the deaf in eastern North Carolina.

Representative Barbee offers an amendment which is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

S. B. 92, a bill to be entitled an act to amend the Motor Vehicle Safety and Financial Responsibility Act of 1953 so that commencement of a proceeding thereunder shall not automatically suspend the order or act of the Commissioner of Motor Vehicles.

Passes its second reading.

Representative Leatherman objects to the third reading.

On motion of Representative Leatherman further consideration of the bill is postponed until Tuesday, May 2, 1961.

#### ENROLLED BILLS

Representative Britt, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:



S. R. 234. A Joint Resolution fixing the time and place for a Joint Session of the Senate and House of Representatives for the election of Trustees of the Greater University of North Carolina and for confirmation of appointments made during the past two years to the Board of Trustees of state supported colleges and the State Board of Education.

S. B. 54. An Act to amend Section 9.35½, Article 2, Chapter 153, of the General Statutes of North Carolina relating to the promotion of soil conservation work, so as to make it apply to Guilford County.

S. B. 139. An Act to amend Chapter 53 of the General Statutes so as to include within its provisions loans guaranteed by the Veterans' Administration and to define more clearly the term "other financial institutions".

H. B. 302. An Act to amend General Statutes 33-42.1 relating to the requirement that guardians exhibit securities and bank statements to the Clerk of Superior Court.

On motion of Representative Woodard of Wilson, duly seconded, the House adjourns in memory of Henry W. Hunt, Uncle of Mr. Speaker Hunt, whose death occurred on Wednesday in Greensboro, to meet tomorrow at 10 o'clock A. M.

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## SIXTY-NINTH DAY

HOUSE OF REPRESENTATIVES

Friday, April 28, 1961

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hunt.

Prayer is offered by Dr. E. W. Price, Pastor of Green Street Baptist Church, High Point, North Carolina.

Representative Greenwood, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Riggs, David Timothy Newman, Jr. of Onslow County is made an honorary page of the House of Representatives.

On motion of Representative Galifianakis, Sherrell Lynn Pritchard of Wake County is made an honorary pagette of the House of Representatives.

Representative Britt announces the death of Mr. Ellison McMillan, brother of Representative McMillan of Robeson County, and requests leave of absence for Representative McMillan which is granted.



Representative Spruill pays tribute to Honorable W. G. (Cousin Willie) Clark of Edgecombe County, former member of the General Assembly, on the occasion of his 84th birthday, and moves that proper resolution be drawn expressing appreciation to "Cousin Willie" for his years of tireless efforts in behalf of the mentally ill. The motion is seconded by Representative Umstead, Mr. Speaker Hunt and others, and is carried.

#### ENGROSSED BILLS

Representative Thomas, for the Committee on Engrossed Bills, reports the following bills and resolutions have been carefully considered, found properly engrossed, and asks that they be sent to the Senate.

It is so ordered.

H. R. 455, a joint resolution authorizing the Governor to appoint a commission to study the necessity and advisability of the establishment of a school for the deaf in eastern North Carolina.

H. B. 467, a bill to be entitled an act to remove from the Sheriff of Perquimans County the duty of collecting taxes, to provide for the appointment of a tax collector of Perquimans County and to define his duties.

H. B. 470, a bill to be entitled an act to amend Chapter 1110 of the Session Laws of 1959 relating to the membership of Perquimans County Board of Education.

#### REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Representative Dolley, for the Committee on Federal and Interstate Cooperation.

H. B. 518, a bill to be entitled an act to amend Chapter 30 of the Private Laws of 1913, as amended, being the Charter of the Town of Bessemer City, to authorize the Board of Town Commissioners to provide that the secretary shall have the powers and perform the duties of treasurer and validating all acts heretofore performed with respect to the duties and functions of the secretary and treasurer.

With a favorable report.

By Representative Hargett, for the Committee on Public Welfare.

H. B. 567, a bill to be entitled an act to amend Part 2 of Article 3 of the General Statutes relating to the definition of Dependent Children eligible for public assistance.

With a favorable report.

On motion of Representative High the bill is placed on the Calendar for consideration, May 3, 1961.

By Representative Quinn, for the Committee on Roads and Highway Safety.

H. B. 224, a bill to be entitled an act to amend the North Carolina Drivers' Point System so as to revise the point values for certain offenses to increase to three years the period during which the maximum number of points can be accumulated; and to provide for consideration of out-of state convictions in driver point accumulations.

With a favorable report, as amended.

S. B. 98, a bill to be entitled an act to provide for annual inspection of motor vehicles.

With a favorable report.

S. B. 166, a bill to be entitled an act to amend Chapter 136 of the General Statutes relating to the organization of the State Highway Commission.

With an unfavorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representatives Woodard of Northampton, Wilson, Coates and Speed:

H. B. 598, a bill to be entitled an act relating to the compulsory inspection of meat, meat products, and meat by-products.

Referred to Committee on Agriculture.

By Representative Eagles:

H. B. 599, a bill to be entitled an act to amend Chapter 223, Public-Local Laws of 1937 relating to the compensation of the members of the Board of Education of Edgecombe County.

Referred to Committee on Education.

By Representatives Boger and Quinn:

H. B. 600, a bill to be entitled an act to establish a supplementary pension fund for firemen in the City of Concord, State of North Carolina.

Referred to Committee on Finance.

By Representatives Hardy, Barbee, Coates, Woodard of Northampton, and Spruill:

H. B. 601, a bill to be entitled an act to divide North Carolina into eleven Congressional Districts.

Referred to Committee on Congressional Districts.

By Representative Simpson:

H. B. 602, a bill to be entitled an act to provide for an election in Burke County on the questions of prohibiting civilian absentee ballots and prohibiting the use of markers in general elections in Burke County.

Referred to Elections and Election Laws.

By Representatives Zollicoffer, Sermons, Frink, Hardy, Delamar, Bell, Kemp, Lane, Speed, Wooten, Cohoon, Williamson, Phelps, Everett, Crawford, Watkins, Peel, Hawfield, Griggs, Harriss of Rowan, Taylor, Godwin, and Ferrell:

H. B. 603, a bill to be entitled an act to amend Chapter 18 of the General Statutes to provide that certain employees of the State Board of Alcoholic Control be commissioned special peace officers and to define their duties.

Referred to Committee on Judiciary No. 1.

By Representative Arledge:

H. B. 604, a bill to be entitled an act to authorize the Board of County Commissioners of Polk County to fix the salary of the Deputy Sheriff and to provide expense allowances for the Sheriff of said County.

Referred to Committee on Counties, Cities and Towns.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 122, a bill to be entitled an act to prevent hasty marriages in North Carolina.

Referred to Committee on Judiciary No. 2.

S. B. 189, a bill to be entitled an act to amend Chapter 153 of the General Statutes of North Carolina relating to the investment of county funds.

Referred to Committee on Banks and Banking.

S. B. 193, a bill to be entitled an act to amend General Statutes 163-31 so as to extend the registration period for an extra week where new countywide registrations are held prior to any primary or election.

Referred to Committee on Elections and Election Laws.

S. B. 211, a bill to be entitled an act to amend Chapter 324, Session Laws of 1955, relating to the fees to be charged by the Sheriff and other Law Enforcement Officers of Wake County.

Referred to Committee on Local Government.

S. B. 214, a bill to be entitled an act to amend General Statutes 163-175 relating to single shot voting so as to make paragraph 6 thereof inapplicable to Stokes County.

Referred to Committee on Elections and Election Laws.



S. B. 221, a bill to be entitled an act to consolidate and rewrite the laws pertaining to the Civil Service Board of Mecklenburg County.

Referred to Committee on Judiciary No. 1.

S. B. 104, a bill to be entitled an act to amend the Constitution of North Carolina by rewriting Article IV thereof and making appropriate amendments of other Articles so as to improve the administration of justice in North Carolina.

Representative Quinn moves that the House concur in the Senate Amendment, which concurrence constitutes the first reading of the bill.

The bill is placed on the Calendar.

S. B. 225, a bill to be entitled an act to amend Chapter 167 of the Private Laws of 1915, the Charter of the Town of Fuquay Springs, relating to the salaries of the Mayor and Commissioners of said Town.

Referred to Committee on Local Government.

H. B. 318, a bill to be entitled an act increasing the year's allowance of widows and minor children.

Returned for concurrence.

On motion of Representative Harris of Wake the House concurs in the Senate amendment and the bill is ordered enrolled.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 437, a bill to be entitled an act authorizing the City of Southport, the Town of Boiling Springs Lake, the Town of Long Beach, and Brunswick County to establish an Airport Commission, which Commission shall be vested with the power of eminent domain and the power to issue bonds or other securities or obligations for the purpose of providing funds for the acquisition of lands, construction and operation of said airport facility together with all powers as set out in Chapter 63 of the General Statutes of North Carolina.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Britt, Byrum, Calder, Choate, Coates, Coffey, Cook, Courtney, Davis of Rowan, Dolley, Drummond, Eagles, Fearling, Felmet, Ferrell, Fletcher, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lupton, Martin, McFadyen, McLaughlin, McMillan of Wake, McPherson, Newman, Nicholson, Osteen, Owens, Palmer, Pickard, Quinn, Randall, Reid, Riggs, Rodenbough, Satter-

field, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—98.

Those voting in the negative are: None.

H. B. 560, a bill to be entitled an act to redefine the corporate limits of the Town of Castalia in Nash County.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Britt, Byrum, Calder, Choate, Coates, Coffey, Cook, Courtney, Davis of Rowan, Dolley, Drummond, Eagles, Fear- ing, Felmet, Ferrell, Fletcher, Galifianakis, Garner, Godwin, Green, Green- wood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lupton, Martin, McFadyen, Mc- Laughlin, McMillan of Wake, McPherson, Newman, Nicholson, Osteen, Owens, Palmer, Pickard, Quinn, Randall, Reid, Riggs, Rodenbough, Satter- field, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—98.

Those voting in the negative are: None.

H. B. 563, a bill to be entitled an act to provide for the listing of dogs and a kennel tax in Pasquotank County.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Britt, Byrum, Calder, Choate, Coates, Coffey, Cook, Courtney, Davis of Rowan, Dolley, Drummond, Eagles, Fear- ing, Felmet, Ferrell, Fletcher, Galifianakis, Garner, Godwin, Green, Green- wood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lupton, Martin, McFadyen, Mc- Laughlin, McMillan of Wake, McPherson, Newman, Nicholson, Osteen, Owens, Palmer, Pickard, Quinn, Randall, Reid, Riggs, Rodenbough, Satter- field, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—98.

Those voting in the negative are: None.

H. B. 272, a bill to be entitled an act to validate the official acts of Elsie Foster, a Justice of the Peace in Wilkes County.



Passes its second and third readings and is ordered sent to the Senate.

H. B. 381, a bill to be entitled an act to amend Chapter 396 of the Public-Local Laws of 1941 relating to Justices of the Peace in Guilford County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 433, a bill to be entitled an act relating to the compensation of Justices of the Peace in Hoke County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 434, a bill to be entitled an act relating to the issuance of warrants and receipts by Justices of the Peace in Avery County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 459, a bill to be entitled an act to amend Article 17A of Chapter 7 of the General Statutes relating to warrants and receipts so as to include Macon County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 472, a bill to be entitled an act to amend Section 1 of Chapter 899 of the 1957 Session Laws relating to the recommendation and appointment of officers of the Town of Yaupon Beach, North Carolina, in Brunswick County.

On motion of Representative Harris of Wake the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 504, a bill to be entitled an act authorizing the Board of Commissioners of Forsyth County to fix the fees, costs and commissions to be charged and collected by the Clerk of the Superior Court of Forsyth County and amending General Statutes 2-26 through General Statutes 2-35, inclusive, and General Statutes 2-37 relating thereto.

On motion of Representative Gregory of Harnett the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 505, a bill to be entitled an act to amend Chapter 298, Session Laws of 1945, to permit the Forsyth County Employees Retirement Fund to be invested in those types of securities or other investments authorized by law for the investment of assets of domestic life insurance companies.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 507, a bill to be entitled an act to amend Chapter 1186, Session Laws of 1949, by increasing the fee to be charged in criminal cases for the benefit of the Twin County Peace Officers Association of Edgecombe and Nash Counties from one dollar to one dollar and twenty-five cents.



Representatives Eagles and Barbee offer an amendment which is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 516, a bill to be entitled an act fixing certain fees of the Register of Deeds of Hyde County.

On motion of Representative Lupton the committee amendment is adopted.

Passes its second and third readings, as amended and is ordered engrossed and sent to the Senate.

H. B. 520, a bill to be entitled an act to amend Chapter 186 of the Private Laws of 1909 relating to the Charter of the Town of Edenton so as to grant to the Town certain powers with respect to property acquired from the United States.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 521, a bill to be entitled an act to amend General Statutes 160-241 to permit the Town of Edenton to grant exemption of a maximum of 75 feet on the short side of corner lots from assessments for water and sewerage systems when both sides of corner lots are affected.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 540, a bill to be entitled an act to authorize the Sheriff of Northampton County to appoint an additional full-time salaried deputy sheriff.

On motion of Representative Harris of Wake the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 546, a bill to be entitled an act to amend Chapter 861 of the Session Laws of 1957 for the purpose of adjusting the hospitalization and other benefits of the Johnston County Peace Officers' Relief Association.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 552, a bill to be entitled an act to amend Chapter 435, Private Laws of 1913, said Chapter, with amendments thereto, constituting the Charter of the Town of Beaufort, Carteret County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 562, a bill to be entitled an act to amend Chapter 741 of the Session Laws of 1959 relating to the Chairman and members of the Board of County Commissioners of Union County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 568, a bill to be entitled an act to amend Chapter 699 and Chapter 727 of the Session Laws of North Carolina, 1959, to change the date of municipal elections in the Towns of Bayshore Park and Cape Carteret in Carteret County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 574, a bill to be entitled an act to incorporate the Blue Ridge Baptist Church Cemetery in Ashe County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 104, a bill to be entitled an act to amend the Constitution of North Carolina by rewriting Article IV thereof and making appropriate amendments of other Articles so as to improve the administration of justice in North Carolina.

The bill as amended by the Senate passes its second reading by the following vote:

Those voting in the affirmative are: Mr. Speaker Hunt, Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Byrum, Calder, Choate, Coates, Cook, Courtney, Davis of Rowan, Dolley, Drummond, Eagles, Everett, Fearing, Fletcher, Galifianakis, Garner, Godwin, Gregory of Halifax, Hamrick, Harding, Hardy, Hargett, Harris of Wake, Hawfield, Hicks, High, Hines, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kerr, Lane, Leatherwood, Lupton, Martin, McFadyen, McLaughlin, McMillan of Wake, Newman, Nicholson, Osteen, Owens, Palmer, Pickard, Quinn, Randall, Reid, Riggs, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thornburg, Umstead, Vaughn, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—87.

Those voting in the negative are: Representatives Kiser and Thomas—2.

The following pairs are announced: Were Representative McMillan of Robeson present he would vote "Aye", Representative Gregory of Harnett votes "Noe"

The question now recurs to the passage of the bill as amended by the Senate on its third reading.

H. B. 104, a bill to be entitled an act to amend the Constitution of North Carolina by rewriting Article IV thereof and making appropriate amendments of other Articles so as to improve the administration of justice in North Carolina.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Mr. Speaker Hunt, Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Byrum, Calder, Choate, Coates, Cook, Courtney, Davis of Rowan, Dolley, Drummond, Eagles, Everett, Fearing, Fletcher, Galifianakis, Garner, Godwin, Gregory of Halifax, Hamrick, Harding, Hardy, Hargett, Harris of Wake, Hawfield, Hicks, High, Hines, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kerr, Lane, Leatherwood, Lupton, Martin, McFadyen, McLaughlin, McMillan of Wake, Newman, Nicholson, Osteen, Owens, Palmer, Pickard, Quinn, Ramsey, Randall, Reid, Riggs, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thornburg, Umstead, Vaughn, Wall,



Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—89.

Those voting in the negative are: Representative Kiser—1.

The following pairs are announced: Were Representative McMillan of Robeson present he would vote "Aye", Representative Gregory of Harnett votes "Noe". Were Representative Delamar present he would vote "Aye", Representative Thomas votes "Noe".

H. B. 519, a bill to be entitled an act to change the charge for combination hunting and fishing licenses, county hunting licenses, and county fishing licenses, and to increase issuance fees for license sales to make them uniform.

On motion of Representative Sermons the committee amendments are adopted.

On motion of Representative Sermons the bill is recommitted to Committee on Finance.

H. B. 233, a bill to be entitled an act to decrease the amount of annual installments of principal that shall become due upon assessment anticipation notes in order to encourage a larger participation in the preservation of soil and land by drainage districts.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 489, a bill to be entitled an act to amend General Statutes 7-134.1 so as to place the duty of distributing warrants to justices of the peace.

On motion of Representative Arledge the bill is re-referred to the Committee on Elections and Election Laws.

H. B. 557, a bill to be entitled an act to amend General Statutes 153-266.18 so as to make violation of a county zoning ordinance a misdemeanor.

Passes its second and third readings and is ordered sent to the Senate.

S. B. 34, a bill to be entitled an act to provide for the appointment of an attorney in fact which shall continue to be effective notwithstanding the incapacity or incompetence of the principal therein.

On motion of Representative Wooten consideration of the bill is postponed until Monday, May 1, 1961.

S. B. 37, a bill to be entitled an act relating to release of the mortgagor by unauthorized dealings between the mortgagee and the mortgagor's assuming grantee.

On motion of Representative Wooten consideration of the bill is postponed until Tuesday, May 2, 1961.

S. B. 95, a bill to be entitled an act to amend General Statutes 20-26 so as to fix the fees for furnishing of driver's license records other than for official use and to provide for the disposition of such fees.



Passes its second and third readings and is ordered enrolled.

House Committee Substitute for S. B. 132, a bill to be entitled an act to rewrite Section 14-390 of the General Statutes relating to the furnishing of certain intoxicants, drugs or weapons to inmates of charitable and penal institutions.

Passes its second and third readings and is ordered sent to the Senate for concurrence in House Substitute Bill.

S. B. 134, a bill to be entitled an act to amend General Statutes 160-2 entitled Corporate Powers to grant municipalities authority to apportion between their existing voting units newly annexed territory.

Passes its second and third readings and is ordered enrolled.

S. B. 135, a bill to be entitled an act to amend General Statutes 20-190 with regard to the color of motor vehicles driven by officers of the State Highway Patrol.

On motion of Representative Quinn consideration of the bill is postponed until Monday, May 1, 1961.

S. B. 137, a bill to be entitled an act to amend General Statutes 160-200 so as to clarify the provisions relating to municipal support of an art gallery.

Passes its second and third readings and is ordered enrolled.

S. B. 138, a bill to be entitled an act to rewrite Subsection (4) of General Statutes 143-49 relating to the Purchase and Contract Division of the Department of Administration.

Passes its second and third readings and is ordered enrolled.

S. B. 142, a bill to be entitled an act to amend General Statutes 113-84 so as to authorize the Wildlife Resources Commission to fix a concurrent open season on doe deer and male deer.

Passes its second and third readings and is ordered enrolled.

S. B. 149, a bill to be entitled an act to permit invited guests of the owners to fish in private ponds without licenses.

Passes its second and third readings and is ordered enrolled.

S. B. 150, a bill to be entitled an act to permit the sale of game fish for purposes other than propagation under permit.

On motion of Representative Sermons consideration of the bill is postponed until Monday, May 1, 1961.

S. B. 153, a bill to be entitled an act to regulate the distribution and sale of hunting and fishing licenses.

On motion of Representative Sermons consideration of the bill is postponed until Monday, May 1, 1961.

S. B. 175, a bill to be entitled an act to provide an alternative method of furnishing information on tax rate breakdown to property tax payers.

On motion of Representative Wicker consideration of the bill is postponed until Monday, May 1, 1961.

S. B. 203, a bill to be entitled an act to amend Chapter 34 of the General Statutes relating to Veterans' Guardianship matters.

On motion of Representative Kerr consideration of the bill is postponed until Monday, May 1, 1961.

S. R. 215, a joint resolution expressing appreciation to the City of Winston-Salem and the County of Forsyth for hospitality extended to the General Assembly on April 19, 1961.

On motion of Representative Rodenbough consideration of the bill is postponed indefinitely.

#### ENROLLED BILLS

Representative Britt, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 454. A Joint Resolution requesting the United States Department of Agriculture and the North Carolina Delegation in the Congress of the United States to re-study the price support program for tobacco to the end that a support level of 90 per centum of the parity price be established in North Carolina.

S. B. 76. An Act to authorize counties to issue bonds for the purpose of erection or purchase of county office buildings.

S. B. 88. An Act to amend and clarify the provisions of Chapter 158 of the General Statutes relating to the levying of taxes for local development.

S. B. 188. An Act to authorize the Clerk of the Superior Court to render judgment by default in actions to remove cloud from title to real estate.

H. B. 278. An Act to amend General Statutes 153-48.5 relating to the powers and duties of the Board of Commissioners of Davie County.

H. B. 372. An Act to regulate fox hunting in McDowell County.

H. B. 382. An Act to exclude a certain described area from the municipal boundaries of the Town of Kill Devil Hills, Dare County.

H. B. 387. An Act to provide for the exercise of powers by police officers one mile beyond the corporate limits of the Town of Clarkton in Bladen County.

H. B. 395. An Act to validate tax levies and tax sales in the Town of Aulander.

H. B. 397. An Act to amend General Statutes 153-9.35½ by adding Bertie County thereto and ratifying prior appropriation of Bertie County.

H. B. 400. An Act to authorize the Town of Rockingham to sell certain lands at private sale.

H. B. 413. An Act amending General Statutes 165-27 with respect to the appointment of Commissioners of the Veterans Recreation Authority of the City of Charlotte.

H. B. 428. An Act to authorize the Board of County Commissioners of Burke County to govern and regulate the removal and disposal of trash, garbage, etc., and to contract with municipal corporations relating to the removal and disposal of trash, garbage, etc.

H. B. 447. An Act to amend General Statutes 152-1 so as to authorize the Clerk of the Superior Court of Union County to appoint an assistant coroner and to amend General Statutes 152-5 relating to the compensation of the Coroner of Union County.

H. B. 576. An Act to amend H. B. 344, ratified March 31, 1961, relating to the appointment of the County Board of Education of Jackson County.

On motion of Representative Britt, duly seconded, the House adjourns in memory of Mr. Ellison McMillan and will meet tomorrow at 10 o'clock A. M.

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## SEVENTIETH DAY

HOUSE OF REPRESENTATIVES

Saturday, April 29, 1961

The House meets pursuant to adjournment and is called to order by Representative Harris of Wake, designated by Mr. Speaker Hunt as Speaker Pro Tempore.

The Lord's Prayer is repeated in unison by the House membership and a group of school children from Sampson County visiting in the House Galleries.

Representative Cook moves that the Journal of yesterday be approved as written.

On motion of Representative Cook, duly seconded, the House adjourns and will meet Monday night at 8 o'clock.



## SEVENTY-FIRST DAY

## HOUSE OF REPRESENTATIVES

Monday Night, May 1, 1961

The House meets pursuant to adjournment and is called to order by Representative Kiser, designated by Mr. Speaker Hunt as Speaker Pro Tempore.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Greenwood, for the Committee on the Journal, reports the Journal for Saturday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Calder, Robert Nash Cooper, III, of New Hanover County is made an honorary page of the House of Representatives.

On motion of Representative Brooks, Nancy Oakley Upchurch of Durham County is made an honorary page of the House of Representatives.

On motion of Representative Hill, Hilda Jeanette Hand of Catawba County is made an honorary page of the House of Representatives.

## ENGROSSED BILLS

Representative Thomas, for the Committee on Engrossed Bills, reports the following bills and resolutions have been carefully considered, found properly engrossed, and asks that they be sent to the Senate.

It is so ordered.

H. B. 472, a bill to be entitled an act to amend Section 1 of Chapter 899 of the 1957 Session Laws relating to the recommendation and appointment of officers of the Town of Yaupon Beach, North Carolina, in Brunswick County.

H. B. 504, a bill to be entitled an act authorizing the Board of Commissioners of Forsyth County to fix the fees, costs and commissions to be charged and collected by the Clerk of the Superior Court of Forsyth County and amending General Statutes 2-26 through General Statutes 2-35, inclusive, and General Statutes 2-37 relating thereto.

H. B. 507, a bill to be entitled an act to amend Chapter 1186, Session Laws of 1949, by increasing the fee to be charged in criminal cases for the benefit of the twin county Peace Officers Association of Edgecombe and Nash Counties from one dollar to one dollar and twenty-five cents.

H. B. 540, a bill to be entitled an act to authorize the Sheriff of Northampton County to appoint an additional full-time salaried deputy sheriff.

## REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Representative Davis of Lenoir, for the Committee on Health.

H. B. 419, a bill to be entitled an act relating to rabies inspectors in Bertie County.

With a favorable report.

S. B. 170, a bill to be entitled an act to amend Article 11 of Chapter 90 of the General Statutes relating to Veterinarians.

With a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representative Gregory of Harnett:

H. B. 605, a bill to be entitled an act to provide for the exercise of powers by police officers beyond the corporate limits of the Town of Coats in Harnett County.

Referred to Committee on Counties, Cities and Towns.

By Representative Pickard:

H. B. 606, a bill to be entitled an act to authorize the Board of Commissioners of Alamance County to purchase approximately 80 acres of land for future school sites for the Burlington School Administrative Unit and to pay for same on an installment basis over a period of 10 years.

Referred to Committee on Judiciary No. 2.

By Representative Harris of Wake:

H. B. 607, a bill to be entitled an act to provide for the purchase of franchise accident and health insurance by an employer or association without regard to term of existence.

Referred to Committee on Insurance.

And,

H. B. 608, a bill to be entitled an act to provide that any lending institution which requires a borrower to purchase insurance from or through a designated insurance company, agent, or broker, shall be guilty of a misdemeanor.

Referred to Committee on Insurance.

And,

H. B. 609, a bill to be entitled an act to provide for the investment of custodian funds in life insurance.

Referred to Committee on Judiciary No. 1.

By Representatives Everett and Wooten:

H. B. 610, a bill to be entitled an act relating to exemptions granted widows in inheritance taxation.

Referred to Committee on Finance.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 232, a bill to be entitled an act to authorize the Board of County Commissioners of Halifax County to convey certain property to the Alcoholic Beverages Control Board of Halifax County.

Referred to Committee on Counties, Cities and Towns.

H. B. 416, a bill to be entitled an act to amend Chapter 539 of the Public-Local Laws of 1939, as amended, relating to use of Alcoholic Beverage Control Store profits by the Town of Morehead City.

Returned for concurrence and placed on the Calendar.

S. B. 172, a bill to be entitled an act to authorize the transfer of One Hundred Thousand Dollars in Capital Improvement Funds at North Carolina State College in order to permit completion and equipping of a new cafeteria at said institution.

Referred to Committee on Appropriations.

S. B. 185, a bill to be entitled an act to amend General Statutes 115-126 to authorize boards of education to grant easements for public utilities to school property.

Referred to Committee on Education.

S. B. 206, a bill to be entitled an act to amend General Statutes 108-49 of Part 2 of Article 3 of Chapter 108 of the General Statutes to extend the definition of dependent children to include children in foster care.

Referred to Committee on Public Welfare.

S. B. 231, a bill to be entitled an act to amend Subsection (c) of General Statutes 48-21 relating to the waiver of the interlocutory decree in adoption proceedings.

Referred to Committee on Judiciary No. 2.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 437, a bill to be entitled an act authorizing the City of Southport, the Town of Boiling Springs Lake, the Town of Long Beach, and Brunswick County to establish an Airport Commission, which Commission shall be vested with the power of eminent domain and the power to issue bonds or other securities or obligations for the purpose of providing funds for



the acquisition of lands, construction and operation of said airport facility together with all powers as set out in Chapter 63 of the General Statutes of North Carolina.

Passes its third reading by the following vote and is ordered sent to the Senate.<sup>50</sup>

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Boger, Braswell, Britt, Brooks, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Eagles, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harris of Wake, Henley, High, Hill, Isaac, Jackson, Johnson, Jones, Jordan, Kennedy, Kerr, Kiser, Lane, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, Murphy, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Quinn, Ramsey, Randall, Riggs, Satterfield, Sermons, Simpson, Snyder, Speed, Story, Taylor, Thomas, Thornburg, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, and Wooten—94.

Those voting in the negative are: None.

H. B. 560, a bill to be entitled an act to redefine the corporate limits of the Town of Castalia in Nash County.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Boger, Braswell, Britt, Brooks, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Eagles, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harris of Wake, Henley, High, Hill, Isaac, Jackson, Johnson, Jones, Jordan, Kennedy, Kerr, Kiser, Lane, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, Murphy, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Quinn, Ramsey, Randall, Riggs, Satterfield, Sermons, Simpson, Snyder, Speed, Story, Taylor, Thomas, Thornburg, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, and Wooten—94.

Those voting in the negative are: None.

H. B. 563, a bill to be entitled an act to provide for the listing of dogs and a kennel tax in Pasquotank County.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Boger, Braswell, Britt, Brooks, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Eagles, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harris of Wake, Henley, High, Hill, Isaac, Jackson, Johnson, Jones, Jordan, Kennedy, Kerr, Kiser, Lane, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, Murphy, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Quinn, Ramsey, Randall, Riggs, Satterfield, Sermons, Simpson, Snyder, Speed, Story, Taylor, Thomas, Thornburg, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, and Wooten—94.

Those voting in the negative are: None.

H. B. 518, a bill to be entitled an act to amend Chapter 30 of the Private Laws of 1913, as amended, being the Charter of the Town of Bessemer City, to authorize the Board of Town Commissioners to provide that the secretary shall have the powers to perform the duties of treasurer and validating all acts heretofore performed with respect to the duties and functions of the secretary and the treasurer.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 224, a bill to be entitled an act to amend the North Carolina Drivers' Point System so as to revise the point values for certain offenses; to increase to three years the period during which the maximum number of points can be accumulated; and to provide for consideration of out-of-state convictions in driver point accumulations.

On motion of Representative Quinn, consideration of the bill is postponed until Tuesday, May 2, 1961.

S. B. 34, a bill to be entitled an act to provide for the appointment of an attorney in fact which shall continue to be effective notwithstanding the incapacity or incompetence of the principal therein.

Passes its second reading.

Representative Frink objects to the third reading and the bill remains on the Calendar.

S. B. 98, a bill to be entitled an act to provide for annual inspection of motor vehicles.

On motion of Representative Quinn, consideration of the bill is postponed until Tuesday, May 2, 1961.

S. B. 135, a bill to be entitled an act to amend General Statutes 20-190 with regard to the color of motor vehicles driven by officers of the State Highway Patrol.

Passes its second reading.

Representative Arledge objects to the third reading and the bill remains on the Calendar.

On motion of Representative Britt, duly seconded, the House adjourns to meet tomorrow at 12 o'clock noon.

## SEVENTY-SECOND DAY

HOUSE OF REPRESENTATIVES

Tuesday, May 2, 1961

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hunt.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Hill, for the Committee on the Journal, reports the Journal for Monday night has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Hines, Marcia Millicent Hunter, Joyce Ellen Hunter, and Michelle Ann Hunter of Guilford County are made honorary pagettes of the House of Representatives.

Mr. Speaker Hunt makes the following honorary pagettes and pages, respectively, of the House of Representatives: Mary Holland Bowles, Martha Thomas Bowles, Donna Louise Bowles, and Laura Bowles from Guilford County; Carol Louise Bowles and Kelly Louise Bowles from Los Angeles, California; Hargrove Bowles, III, Erskine Boyce Bowles, Richard Kelly Bowles, Jr., of Guilford County, and John Hargrove Bowles of Los Angeles, California.

Mr. Speaker Hunt also makes Lisa Bell, Betty Jean Brantley and James E. Brantley of Guilford County honorary pagettes and page, respectively, of the House of Representatives.

On motion of Representative Sermons H. B. 182, entitled "a bill to be entitled an act to regulate the hunting and taking of amphibians in North Carolina", is taken from the unfavorable calendar and re-referred to the Committee on Wildlife Resources.

### ENGROSSED BILLS

Representative Thomas, for the Committee on Engrossed Bills, reports the following bill has been carefully considered, found properly engrossed, and asks that it be sent to the Senate.

It is so ordered.



H. B. 516, a bill to be entitled an act fixing certain fees of the Register of Deeds of Hyde County.

#### REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Representative Arledge, for the Committee on Elections and Election Laws.

H. B. 244, a bill to be entitled an act to provide for the election of seven members of the County Board of Education of Randolph County, to limit the number of members from one political party, to provide for staggered terms of office of the members, to limit the number of members from Asheboro Township, and to provide for filling vacancies.

With an unfavorable report.

H. B. 353, a bill to be entitled an act to require the Board of Elections of Clay County to order a complete new registration, to institute the more modern loose-leaf system of registration, and to effect other election reforms, all in Clay County.

With an unfavorable report.

H. B. 537, a bill to be entitled an act to remove Cherokee County from the operation of the state-wide primary law as to nominating Republican candidates for county offices and members of the General Assembly.

With a favorable report.

H. B. 549, a bill to be entitled an act relating to the election and terms of office of the Commissioners of the Town of Angier in Harnett County.

With a favorable report.

S. B. 190, a bill to be entitled an act to amend General Statutes 163-43 so as to authorize county boards of elections to install a new loose-leaf registration book system upon approval by the Board of County Commissioners.

With a favorable report.

S. B. 193, a bill to be entitled an act to amend General Statutes 163-31 so as to extend the registration period for an extra week where new countywide registrations are held prior to any primary or election.

With a favorable report.

S. B. 195, a bill to be entitled an act to amend General Statutes 163-140 so as to clarify the law relative to the time in which a candidate in a primary election may call for a second primary.

With a favorable report.

By Representative Wooten, for the Committee on Judiciary No. 1.

H. B. 480, a bill to be entitled an act to amend General Statutes 14-275.1 so as to make it a misdemeanor to engage in disorderly conduct at any public place.

With a favorable report, as amended.

By Representative Crawford, for the Committee on Judiciary No. 2.

H. B. 40, a bill to be entitled an act relating to the filing of papers by the Clerk of Superior Court of Alexander County.

With a favorable report.

H. B. 364, a bill to be entitled an act to repeal Chapter 1034 of the Session Laws of 1959 exempting Buncombe County from the provisions of Chapter 346 of the Session Laws of 1957 relating to the service of warrants in criminal actions.

With a favorable report.

H. B. 606, a bill to be entitled an act to authorize the Board of Commissioners of Alamance County to purchase approximately 80 acres of land for future school sites for the Burlington School Administrative Unit and to pay for same on an installment basis over a period of 10 years.

With a favorable report.

S. B. 131, a bill to be entitled an act to amend General Statutes 75-5 pertaining to certain acts which are prohibited as acts in restraint of trade or in nature of combination or conspiracy in restraint of trade or commerce.

With a favorable report, as amended.

S. B. 201, a bill to be entitled an act to amend the Charter of Mars Hill College passed by the General Assembly in 1905 and 1923, and being Chapter 326 of the Private Laws of 1905 and Chapter 43 of the Private Laws of 1923.

With a favorable report.

S. B. 231, a bill to be entitled an act to amend Subsection (c) of General Statutes 48-21 relating to the waiver of the interlocutory decree in adoption proceedings.

With a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representative Davis of Lenoir:

H. B. 611, a bill to be entitled an act to amend the Charter of the City of Kinston.

Referred to Committee on Local Government.

And,

H. B. 612, a bill to be entitled an act to provide better court facilities for Lenoir County, North Carolina.

Referred to Committee on Courts and Judicial Districts.

By Representative West of Clay:

H. B. 613, a bill to be entitled an act making Clay County "Stock Law Territory".

Referred to Committee on Judiciary No. 2.

By Representative Everett:

H. B. 614, a bill to be entitled an act rewriting Section 1 of Chapter 771, Session Laws of 1957, so as to fix the corporate limits of the Town of Bethel in Pitt County.

Referred to Committee on Local Government.

By Representative Choate:

H. B. 615, a bill to be entitled an act to authorize the Sheriff of Alleghany County to fix the amount of and to take and accept bail in misdemeanor charges or cases in said county.

Referred to Committee on Judiciary No. 2.

By Representative Godwin:

H. B. 616, a bill to be entitled an act to create a Peace Officers' Relief Fund for the County of Gates.

Referred to Committee on Local Government.

By Representative Newman:

H. B. 617, a bill to be entitled an act to amend Chapter 18 of the General Statutes so as to provide a mandatory fine of \$100.00 for the offenses of manufacturing, selling, possessing, etc. intoxicating liquor.

Referred to Committee on Judiciary No. 1.

By Representative Vaughn:

H. B. 618, a bill to be entitled an act to amend General Statutes 130-128 relating to corporate powers of sanitary districts.

Referred to Committee on Local Government.

By Representative Peel:

H. B. 619, a bill to be entitled an act to amend the County Capital Reserve Act so as to permit expenditures of capital reserve funds for sewerage distribution and disposal systems.



Referred to Committee on Finance

By Representative Ferrell:

H. B. 620, a bill to be entitled an act directing the County Commissioners of Pasquotank County to fix the salary and allowances of certain county officials at specified amounts.

Referred to Committee on Salaries and Fees.

By Representative Kiser:

H. B. 621, a bill to be entitled an act appropriating funds to establish a museum-visitor center at the Richmond Temperance and Literary Society Hall and John Charles McNeill Memorial Gardens in Scotland County.

Referred to Committee on Appropriations.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

H. B. 390, a bill to be entitled an act to authorize the qualified voters of the Town of Long Beach to determine whether Alcoholic Beverage Control Stores shall be established in said town and to prescribe the method of operation and the disposition of the net profits thereof.

Returned for concurrence.

On motion of Representative Frink the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 435, a bill to be entitled an act to permit the residents of Bladen County to have the privilege of fishing in that part of Wishart's Township, Robeson County, known and designated as "The Big Swamp", without being required to purchase a state fishing license for the privilege of so doing.

Returned for concurrence.

On motion of Representative Britt the House concurs in the Senate amendment and the bill is ordered enrolled.

S. B. 83, a bill to be entitled an act to change gasoline tax refunds under General Statutes 105-446 from a calendar year basis to a fiscal year basis and to delete the requirement that applicants file statements with respect to the filing of income tax returns.

Referred to Committee on Finance.

S. B. 218, a bill to be entitled an act to amend General Statutes 113-146 relating to a municipally-owned lake in Rocky Mount, North Carolina.

Referred to Committee on Wildlife Resources.

S. B. 222, a bill to be entitled an act to amend Chapter 279, Public-Local Laws of 1937, relating to the creation of school districts, the issuance of school building bonds and notes in behalf of school districts and special tax bond units and the levy of taxes within such districts and units for the payment of the principal and interest of such bonds and notes, by making additional provisions for the issuance of school building bonds and extending the application of said act to Robeson County.

Referred to Committee on Finance.

S. B. 223, a bill to be entitled an act to authorize the creation of school districts as special bond tax units, the issuance of school bonds for and in behalf of such districts and the levy of taxes within such districts for the payment of the principal and interest of such bonds.

Referred to Committee on Finance.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 416, a bill to be entitled an act to amend Chapter 539 of the Public-Local Laws of 1939, as amended, relating to use of Alcoholic Beverage Control Store profits by the Town of Morehead City.

On motion of Representative Bell the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 419, a bill to be entitled an act relating to rabies inspectors in Bertie County.

Passes its second and third readings and is ordered sent to the Senate.

S. B. 170, a bill to be entitled an act to amend Article 11 of Chapter 90 of the General Statutes relating to veterinarians.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efrid, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Quinn, Ramsey, Randall, Reid, Riggs, Satterfield, Sermons, Simpson, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble,

Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—114.

Those voting in the negative are: None.

S. B. 34, a bill to be entitled an act to provide for the appointment of an attorney in fact which shall continue to be effective notwithstanding the incapacity or incompetence of the principal therein.

Passes its third reading and is ordered enrolled.

S. B. 135, a bill to be entitled an act to amend General Statutes 20-190 with regard to the color of motor vehicles driven by officers of the State Highway Patrol.

Passes its third reading and is ordered enrolled.

H. B. 224, a bill to be entitled an act to amend the North Carolina Drivers' Point System so as to revise the point values for certain offenses; to increase to three years the period during which the maximum number of points can be accumulated; and to provide for consideration of out-of-state convictions in driver point accumulations.

On motion of Representative Zollicoffer the committee amendment is adopted.

Representative Gregory of Harnett offers an amendment which is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 579, a bill to be entitled an act to amend General Statutes 1-478 relating to defendant's undertaking for replevy under claim and delivery.

Passes its second and third readings and is ordered sent to the Senate.

#### ENROLLED BILLS

Representative Britt, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 95. An Act to amend General Statutes 20-26 so as to fix the fees for furnishing or driver's license records other than for official use and to provide for the disposition of such fees.

S. B. 134. An Act to amend General Statutes 160-2, entitled "Corporate powers to grant municipalities authority to apportion between their existing voting units newly annexed territory".

S. B. 137. An Act to amend General Statutes 160-200 so as to clarify the provisions relating to municipal support of an art gallery.

S. B. 138. An Act to rewrite Subsection (4) of General Statutes 143-49 relating to the Purchase and Contract Division of the Department of Administration.



S. B. 142. An Act to amend General Statutes 113-84 so as to authorize the Wildlife Resources Commission to fix a concurrent open season on doe deer and male deer.

S. B. 149. An Act to permit invited guests of the owners to fish in private ponds without licenses.

H. B. 104. An Act to amend the Constitution of North Carolina by rewriting Article IV thereof and making appropriate amendments of other articles so as to improve the administration of justice in North Carolina.

H. B. 197. An Act to provide for the nomination and election of the County Board of Education in Jackson County.

H. B. 295. An Act to amend General Statutes 143-355 relating to investigation and approval of applications for the use of waters for irrigation purposes.

H. B. 318. An Act increasing the year's allowance of widows and minor children.

H. B. 337. An Act to amend Chapter 32 of the Private Laws of 1895, the same being the Charter of the Town of Guilford College in Guilford County, North Carolina, so as to change the corporate limits of the Town of Guilford College.

H. B. 386. An Act to authorize the expenditure of funds by municipalities in Franklin County for the purpose of advertising to promote the public interest and general welfare of said municipalities through industrial development and to authorize appropriation of funds to the Franklin County Industrial Development Commission for said purpose.

H. B. 415. An Act relating to the Morehead City Municipal Hospital.

H. B. 422. An Act authorizing conveyance of abandoned building at Ashland School in Bertie County to Ashland Baptist Church.

H. B. 226. An Act to amend Chapter 283 of the Session Laws of 1955 relating to the Charter of the Town of Lowell, the time of taking office of the Mayor and Board of Aldermen, and the authorization of the employment of a Town Manager for the Town of Lowell.

H. B. 440. An Act to provide for the nomination of the members of the Board of Education of Pamlico County.

H. B. 449. An act to extend the terms of office of certain members of the Board of Education of Gaston County.

H. B. 476. An Act to revise and reorganize the Charter of the City of Hickory.

H. B. 486. An Act to revise and consolidate the Charter of the Town of Elon College, North Carolina.

H. B. 491. An Act to appoint members of the Orange County Board of Education.

H. B. 495. An Act to amend Chapter 1154 of the Session Laws of 1959 relating to certain surplus tax funds of the Tryon City Board of Education.

H. B. 514. An Act to establish and provide for the nomination and selection of the members of the Board of Education of Columbus County.

H. B. 124. An Act to amend General Statutes 161-10.1 so as to allow the Register of Deeds of Lenoir County a fee for issuing certified copies of marriage licenses.

H. B. 336. An Act to amend General Statutes 113-152 to permit licensed bow nets to be used by persons other than the licensee.

H. B. 363. An Act to exempt Martin County from General Statutes 113-247 relating to fishing on Sunday.

H. B. 394. An Act to amend Chapter 519 of the Session Laws of 1959 relating to the disposition of the net profits from Alcoholic Beverage Control Stores in the Town of Shallotte.

H. B. 398. An Act to validate tax levies and tax sales in Bertie County.

H. B. 412. An Act to prevent the taking of deer on Turkey Creek, Morgan Creek, and Long Creek with the aid of boats.

H. B. 443. An Act to exempt from registration those small farm trailers known generally as tobacco handling trailers, tobacco trucks or tobacco trailers when used in connection with harvesting or curing tobacco.

H. B. 448. An Act fixing the salaries of certain officials in Pasquotank County.

H. B. 483. An Act to amend Chapter 585 of the Session Laws of 1951 to authorize the Board of Commissioners of Pitt County to levy a capital outlay tax upon property in the Pitt County School Districts which may request same not in excess of twenty cents on the one hundred dollar valuation.

H. B. 492. An Act to amend Chapter 525 of the Session Laws of 1949 relating to public address systems in Caswell County.

H. B. 522. An Act to provide for the systematic advertising of the resources and advantages of Rowan County and to authorize expenditures therefor.

H. B. 533. An Act to amend H. B. 332, ratified on the 14th of April 1961, relating to the calling of elections on the question of levying taxes for industrial development purposes in Caswell and other counties.

On motion of Representative Johnson, duly seconded, the House adjourns and will meet tomorrow at 12 o'clock noon.

## SEVENTY-THIRD DAY

HOUSE OF REPRESENTATIVES

Wednesday, May 3, 1961

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hunt.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Jones, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

## SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER

May 3, 1961

*Mr. Speaker:*

It is ordered that a message be sent your Honorable Body with the information that pursuant to Joint Resolution 234, entitled "a joint resolution fixing the time and place for a Joint Session of the Senate and House of Representatives for the election of Trustees of the Greater University of North Carolina and for confirmation of appointments made during the past two years to the Boards of Trustees of State Supported Colleges and the State Board of Education" the Senate stands ready to repair to the Hall of the House, there to sit in Joint Session with your Honorable Body.

Respectfully

S. RAY BYERLY, *Principal Clerk*

## JOINT SESSION

Pursuant to the resolution and exchange of messages, the Sergeant-at-Arms of the House announces the approach of the Senate, and that Body, preceded by its officers, come into the Hall of the House and are assigned seats, President Philpott at the right of Mr. Speaker Hunt.

President Philpott calls the Joint Session to order and states its object is to elect Trustees of the Greater University of North Carolina and to confirm appointments made by His Excellency, Governor Sanford, to the Boards of Education, and Boards of Trustees of State-supported Colleges.

The Clerk of the Senate calls the roll of the Senate and the following Senators answer the call:

Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Union, Van Landingham, Warren of Beaufort, White, Whitley, Whitmire, Winkler, and Winslow—47.



The Clerk of the House calls the roll of the House and the following members answer the call:

Mr. Speaker Hunt, Representatives Andrews, Belk, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Eagles, Efrid, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kennedy, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, and Wooten—109.

President Philpott declares a quorum present and the Joint Session proceeds with its business.

Senator Shuford, on behalf of the Joint Committee of the Trustees of the Greater University of North Carolina, sends forward the following report in writing:

#### REPORT OF THE COMMITTEE ON TRUSTEES OF THE GREATER UNIVERSITY TO THE GENERAL ASSEMBLY OF NORTH CAROLINA, SESSION 1961.

To the President of the Senate and the Speaker of the House of Representatives:

*Gentlemen:*

A meeting of the Joint Committee on University Trustees was held April 20, 1961, for the purpose of selecting nominees for membership on the Board of Trustees of the University of North Carolina, to be submitted to the Joint Session. In accordance with instructions received from our Joint Committee, we hereby submit the following nominations:

#### FOR REGULAR 8-YEAR TERM:

<i>Name</i>	<i>Address</i>	<i>County</i>
Wade Barber, Pittsboro, N. C.	.....	Chatham
Graham W. Bell, Fayetteville, N. C.	.....	Cumberland
Victor S. Bryant, Durham, N. C.	.....	Durham
Henry A. Foscue, High Point, N. C.	.....	Guilford
Luther Hamilton, Morehead City, N. C.	.....	Carteret
W. C. (Buck) Harris, Jr., Raleigh, N. C.	.....	Wake
W. A. Johnson, Lillington, N. C.	.....	Harnett
Robert B. Jordan, III, Mount Gilead, N. C.	.....	Montgomery
Mrs. J. B. Kittrell, Greenville, N. C.	.....	Pitt

J. Hanes Lassiter, Charlotte, N. C.	Mecklenburg
John Lassiter, Smithfield, N. C.	Johnston
Jon Van Lindley, Greensboro, N. C.	Guilford
R. Walker Martin, Lexington, N. C.	Davidson
C. Knox Massey, Durham, N. C.	Durham
Reid A. Maynard, Burlington, N. C.	Alamance
William C. Medford, Waynesville, N. C.	Haywood
William G. Reid, Pilot Mountain, N. C.	Surry
Mrs. S. L. Rodenbough, Walnut Cove, N. C.	Stokes
A. Alex Shuford, Jr., Hickory, N. C.	Catawba
B. Atwood Skinner, Wilson, N. C.	Wilson
Dr. L. H. Swindell, Washington, N. C.	Beaufort
Ben C. Trotter, Leaksville, N. C.	Rockingham
Oscar C. Vatz, Fayetteville, N. C.	Cumberland
J. Shelton Wicker, Sanford, N. C.	Lee
Fred L. Wilson, Kannapolis, N. C.	Cabarrus

FOR FOUR-YEAR TERM:

W. Lunsford Crew, Roanoke Rapids, N. C.	Halifax
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- Yours very truly,
- (S) William B. Shuford, Chairman  
Senate Committee on  
University Trustees
- (S) Grace T. Rodenbough, Chairman  
House Committee on  
University Trustees

On motion of Senator Shuford, duly seconded, the report of the Joint Committee is adopted by the following vote of the Senate and the House.

The Clerk of the House calls the roll of the House and the following members vote "Aye":

Mr. Speaker Hunt, Representatives Andrews, Arledge, Belk, Blue, Boger Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Galifianakis, Garner, Godwin, Green Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kennedy, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McMillan of Robeson, McMillan of Wake, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—109.

The Clerk of the Senate calls the roll of the Senate and the following members vote "Aye":

Senators Alford, Aydlett, Banzet, Bell, Brock, Burrow, Clark, Clayton, Cook, Crew, Currie, Davis, Eagles, Eubank, Forsyth, Gentry, Hamilton, Hancock, Hollowell, Hoyle, Humber, Humphrey, Johnson, Jordan, Kesler, King, McGeachy, Midgett, Moore, Morgan, Rhyne, Roberts, Royall, Rutledge, Scott, Shelton, Shuford, Stikeleather, Stone, Sumner, Thomas of Union, Van Landingham, Warren of Beaufort, Warren of Sampson, White, Whitley, Whitmire, Winkler, and Winslow—49.

President Philpott declares nominees named in the report duly elected.

#### MESSAGE FROM THE GOVERNOR

The following communications from His Excellency Governor Sanford are read:

April 12, 1961

Honorable Cloyd Philpott  
President of the Senate  
North Carolina General Assembly  
Raleigh, North Carolina

Dear Cloyd:

I have the honor to transmit herewith the following appointments to the State Board of Education, which, in accordance with General Statutes 115-2, must be confirmed by the General Assembly in joint session:

<i>Name</i>	<i>Term Beginning</i>	<i>Term Expiring</i>
Dallas Herring .....	April 1, 1961	April 1, 1969
Rose Hill		
Dr. Guy B. Phillips.....	April 1, 1961	April 1, 1969
Chapel Hill		
John M. Reynolds .....	April 1, 1961	April 1, 1969
21 Howland Road, Asheville		

Respectfully submitted

(s) TERRY SANFORD

March 15, 1961

Honorable Cloyd Philpott  
President of the Senate  
North Carolina General Assembly  
Raleigh, North Carolina

Dear Cloyd:

I have the honor to transmit herewith the following appointments to the North Carolina Board of Higher Education and the State Board of Education, which, in accordance with General Statutes 116-156 and General Statutes 115.2 respectively, must be confirmed by the General Assembly in joint session:



## NORTH CAROLINA BOARD OF HIGHER EDUCATION

<i>Name</i>	<i>Term Beginning</i>	<i>Term Expiring</i>
W. J. Kennedy, Jr. .... Durham	June 20, 1959	June 30, 1967
Dr. Oliver Carmichael ..... Biltmore	June 20, 1959	June 30, 1967

## STATE BOARD OF EDUCATION

Dr. Charles E. Jordan ..... Durham	August 27, 1959	April 1, 1967
George Douglas Aitken ..... 	August 27, 1959	April 1, 1967

Respectfully submitted  
(S) TERRY SANFORD

March 15, 1961

Honorable Cloyd Philpott  
President of the Senate  
North Carolina General Assembly  
Raleigh, North Carolina

Dear Cloyd:

I have the honor to transmit herewith the following appointments which have been made during the past two years to the Boards of Trustees of State-supported colleges; and in accordance with Section 116-46 of the General Statutes, must be confirmed by the General Assembly in joint session:

	<i>Term Beginning</i>	<i>Term Expiring</i>
A & T COLLEGE		
OF NORTH CAROLINA		
J. Mack Hatch, Charlotte .....	9-1-59	6-30-67
W. L. Reid, Kannapolis .....	9-1-59	6-30-65
Dr. Murray B. Davis, High Point .....	9-1-59	6-30-63
Robert P. Holding, Jr., Smithfield .....	9-1-59	6-30-63
APPALACHIAN STATE TEACHERS		
COLLEGE		
B. C. Brock, Mocksville .....	9-2-59	6-30-67
Mrs. J. Ed Broyhill, Lenoir .....	9-2-59	6-30-67
William J. Conrad, Winston-Salem .....	9-2-59	6-30-67
EAST CAROLINA COLLEGE		
Henry Oglesby, Greenville .....	8-31-59	6-30-67
James Whitfield, Raleigh .....	8-31-59	6-30-67
Mrs. Elizabeth S. Bennett, Burlington ....	8-31-59	6-30-63
Baxter Ridenhour, Durham .....	8-31-59	6-30-63
ELIZABETH CITY STATE		
TEACHERS COLLEGE		
Roger R. Jackson, Jr., Harrellsville .....	9-1-59	6-30-67
Dr. Clifford Jones, Elizabeth City .....	9-1-59	6-30-67
A. J. Jones, Tillery .....	9-1-59	6-30-67
Lunsford Long, Warrenton .....	6-27-60	6-30-61

# FAYETTEVILLE STATE TEACHERS COLLEGE

C. J. Barber, Garner .....	9-1-59	6-30-67
Albert J. Ellis, Jacksonville .....	9-1-59	6-30-67
Gurney E. Edgerton, Fayetteville .....	9-1-59	6-30-67

# NORTH CAROLINA COLLEGE AT DURHAM

J. Welch Harriss, High Point .....	9-2-59	6-30-67
Clyde A. Shreve, Summerfield .....	9-2-59	6-30-67
Clarence Watkins, Reidsville .....	9-2-59	6-30-67

# PEMBROKE STATE COLLEGE

L. W. Jacobs, Pembroke .....	8-28-59	6-30-67
Edward L. Williamson, Whiteville .....	8-28-59	6-30-67
Ashley Murphy, Atkinson .....	8-28-59	6-30-67
Hal W. Little, Wadesboro .....	8-28-59	6-30-65
Charles A. Hostetler, Raeford .....	8-28-59	6-30-65
Judge Raymond B. Mallard, Taber City ..	1-14-60	6-30-61

# WESTERN CAROLINA COLLEGE

S. J. Ervin, III, Morganton .....	9-2-59	6-30-67
Thomas L. Mallonee, Candler .....	9-2-59	6-30-67
E. J. Whitmore, Franklin .....	9-2-59	6-30-67
Dr. Charles O. van Gorder, Andrews .....	2-11-61	6-30-61

# WINSTON-SALEM

# TEACHERS COLLEGE

Sam J. Burrow, Jr., Asheboro .....	2-28-59	6-30-67
Paul Wallace, Troy .....	8-28-59	6-30-67
Thomas Rice, Winston-Salem .....	8-28-59	6-30-67

Respectfully submitted,  
(s) TERRY SANFORD

On motion of Senator Shuford the above appointments are unanimously confirmed.

On motion of Senator Crew the Joint Session dissolves, the Senate repairs to its Chamber, and the House resumes consideration of business.

On motion of Representatives Potts, Mark Stephen Case and David Russell of Transylvania County are made honorary pages of the House of Representatives.

On motion of Representative Hines, Judy Blake of Guilford County is made an honorary page of the House of Representatives.

Mr. Speaker Hunt makes Russell Howard Caffrey and William Daniel Caffrey, Jr. of Guilford County honorary pages of the House of Representatives.

# ENGROSSED BILLS

Representative Thomas, for the Committee on Engrossed Bills, reports the following bills and resolutions have been carefully considered, found properly engrossed, and asks that they be sent to the Senate.

It is so ordered.

H. B. 224, a bill to be entitled an act to amend the North Carolina Drivers' Point System so as to revise the point value for certain offenses; to increase to three years the period during which the maximum number of points can be accumulated; and to provide for consideration of out-of-state convictions in driver point accumulations.

#### REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Representative Woodard of Wilson, for the Committee on Appropriations.

H. B. 23, a bill to be entitled an act to amend General Statutes 120-3.1 relating to subsistence and travel allowances for members and presiding officers of the General Assembly.

With a favorable report, as amended.

S. B. 172, a bill to be entitled an act to authorize the transfer of one hundred thousand dollars in capital improvement funds at North Carolina State College in order to permit completion and equipping of a new cafeteria at said institution.

With a favorable report.

By Representative Jordan, for the Committee on Counties, Cities and Towns.

H. B. 490, a bill to be entitled an act relating to the election of Town Commissioners of the Town of Tryon in Polk County.

With a favorable report, as amended.

H. B. 508, a bill to be entitled an act to amend General Statutes 160-226.3 to provide for the more orderly development of subdivisions within municipal jurisdiction.

With a favorable report.

H. B. 509, a bill to be entitled an act to amend General Statutes 160-181.2 relating to municipal zoning authority.

With a favorable report.

H. B. 538, a bill to be entitled an act to extend the jurisdiction of police officers of the Town of Aberdeen in Moore County.

With a favorable report.

H. B. 569, a bill to be entitled an act to authorize the County Commissioners of Union County and the Board of Aldermen of the City of Monroe to convey certain real property no longer needed for governmental purposes.



With a favorable report, as amended.

H. B. 572, a bill to be entitled an act to authorize the City of Charlotte to waive its governmental immunity to the extent that it takes out liability insurance.

With a favorable report.

H. B. 585, a bill to be entitled an act creating a Bird Sanctuary and prohibiting the discharge of firearms in the Town of White Lake in Bladen County.

With a favorable report.

H. B. 587, a bill to be entitled an act to fix the compensation of the Commissioners of the Town of Carthage.

With a favorable report.

H. B. 588, a bill to be entitled an act to amend General Statutes 160-227.1 so as to authorize the City of Roxboro to regulate the subdivision of land within the town limits.

With a favorable report.

H. B. 593, a bill to be entitled an act to amend General Statutes 154-3 so as to provide for the election of a Surveyor in Onslow County.

With a favorable report.

H. B. 604, a bill to be entitled an act to authorize the Board of County Commissioners of Polk County to fix the salary of the Deputy Sheriff and to provide expense allowances for the Sheriff of said County.

With a favorable report.

H. B. 605, a bill to be entitled an act to provide for the exercise of powers by police officers beyond the corporate limits of the Town of Coats in Harnett County.

With a favorable report.

S. B. 232, a bill to be entitled an act to authorize the Board of County Commissioners of Halifax County to convey certain property to the Alcoholic Beverages Control Board of Halifax County.

With a favorable report.

By Representative Taylor, for the Committee on Courts and Judicial Districts.

H. B. 503, a bill to be entitled an act relating to the preparation, filing and publishing of the Annual Report of the Clerk of the Superior Court of Forsyth County.

With a favorable report.

H. B. 515, a bill to be entitled an act relating to fees in the office of the Clerk of the Superior Court of Hyde County.

With a favorable report.

H. B. 526, a bill to be entitled an act to amend the procedure in the adjudication of small claims in the Superior Court for Lenoir County.

With a favorable report.

H. B. 539, a bill to be entitled an act to consolidate and rewrite the special laws relating to the Recorder's Court of the City of Charlotte in Mecklenburg County.

With a favorable report, as amended.

H. B. 551, a bill to be entitled an act to fix the compensation of jurors and court officers in Johnston County.

With a favorable report, as amended.

H. B. 612, a bill to be entitled an act to provide better court facilities for Lenoir County, North Carolina.

With a favorable report.

By Representative Henley, for the Committee on Education.

H. B. 573, a bill to be entitled an act to require inspection of activity buses used in the transportation of personnel and pupils of the public schools.

With a favorable report, as amended.

H. B. 599, a bill to be entitled an act to amend Chapter 223, Public-Local Laws of 1937 relating to the compensation of the members of the Board of Education of Edgecombe County.

With a favorable report.

S. B. 61, a bill to be entitled an act to provide for the nomination and election of the members of the Board of Education and other officers of Randolph County.

With a favorable report.

S. B. 185, a bill to be entitled an act to amend General Statutes 115-126 to authorize boards of education to grant easements for public utilities to school property.

With a favorable report.

By Representative Whitehurst, for the Committee on Insurance.

H. B. 239, a bill to be entitled an act to amend the Motor Vehicle Safety and Financial Responsibility Act by providing for cancellation of policies upon conviction of certain violations.

With an unfavorable report as to bill, favorable as to committee substitute bill.

On motion of Representative Whitehurst the substitute bill is adopted.

H. B. 279, a bill to be entitled an act to amend General Statutes 20-279.21 defining motor vehicle liability insurance policy for financial responsibility purposes so as to include protection against uninsured motorist.

With a favorable report, as amended.

S. B. 164, a bill to be entitled an act to amend General Statutes 2-52 relating to the payment of insurance proceeds to persons under disability.

With a favorable report.

S. B. 165, a bill to be entitled an act to amend General Statutes 58-79 to permit investments by Domestic Life Insurance Companies in public and private housing developments.

With a favorable report.

By Representative Harris of Wake, for the Committee on Local Government.

H. B. 423, a bill to be entitled an act to revise, reorganize and amend the Charter of the City of Goldsboro, North Carolina.

With a favorable report, as amended.

H. B. 570, a bill to be entitled an act to amend the Charter of the Town of Gibsonville.

With a favorable report.

H. B. 575, a bill to be entitled an act to authorize and empower the Town of Winton to sell and convey certain property.

With a favorable report.

H. B. 578, a bill to be entitled an act to ratify certain acts of the Clerk of the Superior Court of Rockingham County in confirming the sale of land at public auction.

With a favorable report.

H. B. 611, a bill to be entitled an act to amend the Charter of the City of Kinston.

With a favorable report.

H. B. 614, a bill to be entitled an act rewriting Section one of Chapter 771, Session Laws of 1957, so as to fix the corporate limits of the Town of Bethel in Pitt County.

With a favorable report.

H. B. 616, a bill to be entitled an act to create a Peace Officers' Relief Fund for the County of Gates.

With a favorable report.

H. B. 618, a bill to be entitled an act to amend General Statutes 130-128 relating to corporate powers of sanitary districts.



With a favorable report.

S. B. 225, a bill to be entitled an act to amend Chapter 167 of the Private Laws of 1915, the Charter of the Town of Fuquay Springs, relating to the salaries of the Mayor and Commissioners of said Town.

With a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representative Hicks:

H. B. 622, a bill to be entitled an act to provide for the codification and printing of the Revenue Act, the same being Chapter 158 of the Public Laws of 1939, as amended.

Referred to Committee on State Government.

And,

H. B. 623, a bill to be entitled an act to provide for the codification and printing of the Machinery Act, the same being Chapter 310 of the Public Laws of 1939, as amended.

Referred to Committee on State Government.

By Representative Satterfield:

H. B. 624, a bill to be entitled an act to amend General Statutes 7-70 so as to add a one week term to the Superior Court schedule in Person County.

Referred to Committee on Courts and Judicial Districts.

By Representative Griggs:

H. B. 625, a bill to be entitled an act to authorize the Currituck County Board of Education to transfer to and make available to Poplar Branch Home Demonstration Club a wooden building no longer needed for school purposes.

Referred to Committee on Education.

By Representative Watkins:

H. B. 626, a bill to be entitled an act to amend Section 9.35½, Article 2, Chapter 153, of the General Statutes of North Carolina relating to the promotion of soil conservation work, so as to make it apply to Granville County.

Referred to Committee on Agriculture.

By Representative Vaughn:

H. B. 627, a bill to be entitled an act to allow the Governing Body of the City of Reidsville to fix and determine the salary of the Recorder and the Solicitor of the Reidsville Recorder's Court.

Referred to Committee on Courts and Judicial Districts.

By Representative Pickard:

H. B. 628, a bill to be entitled an act to authorize the qualified voters of the City of Burlington and the City of Graham to determine whether Alcoholic Beverage Control Stores shall be established in said Cities and to prescribe the method of operation and the disposition of the net profits thereof.

Referred to Committee on Propositions and Grievances.

By Representatives Sermons, Fearing, Lupton, Delamar, Bell, Whitehurst, Riggs, Calder, Murphy, Frink, Cohoon, Byrum, and Spruill:

H. B. 629, a bill to be entitled an act to amend Chapter 75A of the General Statutes pertaining to the renewal of certificates of number of commercial fishing boats.

Referred to Committee on Wildlife Resources.

By Representative Sermons:

H. B. 630, a bill to be entitled an act relating to the appointment and terms of office of members of the North Carolina Wildlife Resources Commission.

Referred to Committee on Wildlife Resources.

By Representative Garner:

H. B. 631, a bill to be entitled an act relating to jail fees in Randolph County.

Referred to Committee on Salaries and fees.

And,

H. B. 632, a bill to be entitled an act pertaining to deputy clerks of the Recorder's Court of Randolph County.

Referred to Committee on Courts and Judicial Districts.

By Representative Jackson:

H. B. 633, a bill to be entitled an act relating to salary and collection of fees by the private secretary to the Governor.

Referred to Committee on State Government.

By Representative Martin:

H. B. 634, a bill to be entitled an act to amend General Statutes 105-422, regarding the refund of tax sales certificates, so as to exclude Davie County.

Referred to Committee on Finance.

## MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 93, a bill to be entitled an act to amend General Statutes 20-16 to permit suspension of drivers' licenses for two offenses of speeding committed within twelve months.

Referred to Committee on Roads and Highway Safety.

S. B. 177, a bill to be entitled an act to provide for the central registration of marriage certificates.

Referred to Committee on Judiciary No. 2.

S. B. 228, a bill to be entitled an act to amend Article 2 of Chapter 90 of the General Statutes of North Carolina relating to the practice of dentistry.

Referred to Committee on Health.

S. B. 235, a bill to be entitled an act to amend General Statutes 160-453.24, relating to the extension of corporate limits in Edgecombe and Nash Counties.

Referred to Committee on Counties, Cities and Towns.

## CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 40, a bill to be entitled an act relating to the filing of papers by the Clerk of Superior Court of Alexander County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 537, a bill to be entitled an act to remove Cherokee County from the operation of the State-wide primary law as to nominating Republican candidates for county offices and members of the General Assembly.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 549, a bill to be entitled an act relating to the election and terms of office of the Commissioners of the Town of Angier in Harnett County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 606, a bill to be entitled an act to authorize the Board of Commissioners of Alamance County to purchase approximately 80 acres of land for future school sites for the Burlington School Administrative Unit and to pay for same on an installment basis over a period of 10 years.

Passes its second and third readings and is ordered sent to the Senate.

S. B. 170, a bill to be entitled an act to amend Article 11 of Chapter 90 of the General Statutes relating to Veterinarians.



Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Representatives Andrews, Arledge, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efrid, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McMillan of Robeson, McMillan of Wake, Murphy, Newman, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Satterfield, Sermons, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—111.

Those voting in the negative are: None.

H. B. 364, a bill to be entitled an act to repeal Chapter 1034 of the Session Laws of 1959 exempting Buncombe County from the provisions of Chapter 346 of the Session Laws of 1957 relating to the service of warrants in criminal actions.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 480, a bill to be entitled an act to amend General Statutes 14-275.1 so as to make it a misdemeanor to engage in disorderly conduct at any public place.

On motion of Representative Calder the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 567, a bill to be entitled an act to amend Part 2 of Article 3 of the General Statutes relating to the definition of dependent children eligible for public assistance.

Passes its second and third readings and is ordered sent to the Senate.

#### STATEMENT OF A MEMBER

"In accordance with the rules of the House of Representatives, I desire to be recorded as voting

(S) TOM NEWMAN

S. B. 37, a bill to be entitled an act relating to release of the mortgagor by unauthorized dealings between the mortgagee and the mortgagor's assuming grantee.

On motion of Representative Galifianakis the committee amendment is adopted.

Passes its second and third readings, as amended, and is returned to the Senate for concurrence in the House amendment.

S. B. 131, a bill to be entitled an act to amend General Statutes 75-5 pertaining to certain acts which are prohibited as acts in restraint of trade or in the nature of combination or conspiracy in restraint of trade or commerce.

On motion of Representative Crawford the committee amendment is adopted.

On motion of Representative Crawford further consideration of the bill is postponed until Thursday, May 4, 1961.

S. B. 150, a bill to be entitled an act to permit the sale of game fish for purposes other than propagation under permit.

Passes its second reading.

Representative Osteen objects to the third reading and the bill is placed on the Calendar for Thursday, May 4, 1961.

S. B. 153, a bill to be entitled an act to regulate the distribution and sale of hunting and fishing licenses.

Passes its second and third readings and is ordered enrolled.

#### ENROLLED BILLS

Representative Britt, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 34. An Act to provide for the appointment of an attorney in fact which shall continue to be effective notwithstanding the incapacity or incompetence of the principal therein.

S. B. 135. An Act to amend General Statutes 20-190 with regard to the color of motor vehicles driven by officers of the State Highway Patrol.

H. B. 160. An Act relating to the compensation of the Clerk of the Superior Court, the Register of Deeds, the Sheriff, and their employees, assistants and deputies, of Wilkes County.

H. B. 389. An Act to authorize the qualified voters of the Town of Ocean Isle Beach to determine whether Alcoholic Beverage Control Stores shall be established in said Town and to prescribe the method of operation and the disposition of the net profits thereof.

H. B. 390. An Act to authorize the qualified voters of the Town of Long Beach to determine whether Alcoholic Beverage Control Stores shall be established in said Town and to prescribe the method of operation and the distribution of the net profits thereof.

H. B. 416. An Act to amend Chapter 539 of the Public-Local Laws of 1939, as amended, relating to use of Alcoholic Beverage Control Store profits by the Town of Morehead City.

H. B. 424. An Act relating to the compensation and travel allowance of members of the County Board of Education and the County Board of Health of Alamance County.

H. B. 435. An Act to permit the residents of Bladen County to have the privilege of fishing in that part of Wishart's Township, Robeson County, known and designated as "The Big Swamp" without being required to purchase a State fishing license for the privilege of so doing.

H. B. 450. An Act to amend General Statutes 9-5 to fix compensation of jurors in the Superior Court of Martin County.

H. B. 466. An Act to authorize the Board of County Commissioners of Perquimans County to fix fees charged by county officers and to authorize the Board of County Commissioners of said County to fix the number of salaried county employees and the compensation of county officials and employees.

H. B. 479. An Act to fix the compensation of the Sheriff of Harnett County.

On motion of Representative Umstead, duly seconded, the House adjourns to meet tomorrow at 12 o'clock noon.

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## SEVENTY-FOURTH DAY

HOUSE OF REPRESENTATIVES  
Thursday, May 4, 1961

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hunt.

Prayer is offered by the Reverend J. W. Sumner, Pastor of the Pisgah Baptist Church of Smithfield.

Representative Hill, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Watkins, the courtesies of the floor are extended the Honorable Frank Patterson, a former member of the House of Representatives from Stanley County.

On motion of Representative Britt, the courtesies of the floor are extended the Honorable Wayland Floyd, a former member of the House of Representatives from Robeson County.

A leave of absence is granted Representative Delamar for Friday, May 5, 1961.



## ENGROSSED BILLS

Representative Thomas, for the Committee on Engrossed Bills, reports the following bill has been carefully considered, found properly engrossed, and asks that it be sent to the Senate.

It is so ordered.

H. B. 480, a bill to be entitled an act to amend General Statutes 14-275.1 so as to make it a misdemeanor to engage in disorderly conduct at any public place.

## REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Representative Wicker, for the Committee on Finance.

H. B. 125, a bill to be entitled an act relating to the taxing of certain agricultural products in Lenoir County.

With a favorable report.

H. B. 577, a bill to be entitled an act amending General Statutes 105-446 relating to applications for gasoline tax refunds.

With a favorable report.

H. B. 600, a bill to be entitled an act to establish a supplementary pension fund for firemen in the City of Concord, State of North Carolina.

With a favorable report.

H. B. 619, a bill to be entitled an act to amend the County Capital Reserve Act so as to permit expenditures of capital reserve funds for sewerage distribution and disposal systems.

With a favorable report.

On motion of Representative Peel the rules are suspended and the bill is placed on today's Calendar.

By Representative Wooten, for the Committee on Judiciary No. 1.

H. B. 421, a bill to be entitled an act relating to the vice recorder of Bertie County.

With a favorable report.

H. B. 506, a bill to be entitled an act validating official acts of Notaries Public wherein notarial seals do not contain readable impressions of the Notaries' names.

With a favorable report.

By Representative Watkins, for the Committee on Manufacturers and Labor.

H. B. 234, a bill to be entitled an act to amend Section 95-88 of the General Statutes pertaining to minimum wages.

With an unfavorable report, with minority report attached.

On motion of Representative Kennedy the bill and report are placed on the Calendar for Thursday, May 11, 1961.

By Representative Gregory of Harnett, for the Committee on Salaries and Fees.

H. B. 584, a bill to be entitled an act relating to the salary of the sheriff and the deputy sheriffs and office assistant of Edgecombe County.

With a favorable report.

H. B. 594, a bill to be entitled an act to amend Chapter 738 of the Session Laws of 1959 relating to the salaries of the Clerk of the Superior Court, Sheriff and Register of Deeds of Forsyth County, and the special fund created for said Clerk of Superior Court's office so as to provide for an increase in the salary of said Register of Deeds.

With a favorable report.

H. B. 620, a bill to be entitled an act directing the County Commissioners of Pasquotank County to fix the salary and allowances of certain county officials at specified amounts.

With a favorable report.

H. B. 631, a bill to be entitled an act relating to jail fees in Randolph County.

With a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representative Johnson:

H. B. 635, a bill to be entitled an act to provide for the exercise of the powers of police officers beyond the corporate limits of the Town of Beulaville in Duplin County.

Referred to Committee on Judiciary No. 1.

By Representative Woodard of Northampton:

H. B. 636, a bill to be entitled an act to amend the General Statutes relating to the inspection of ice cream plants, creameries and cheese factories.

Referred to Committee on Agriculture.

By Representative Felmet:

H. B. 637, a bill to be entitled an act to authorize and direct the Board of Education of Haywood County to control, operate and administer all of the public schools of Haywood County including the public schools now operated and administered by any city administrative unit in said County.

Referred to Committee on Education.

By Representative Umstead:

H. B. 638, a bill to be entitled an act to amend General Statutes 14-335 relating to the punishment for public drunkenness in Orange County.

Referred to Committee on Judiciary No. 2.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills which are read the first time and disposed of as follows:

S. B. 243, a bill to be entitled an act to amend General Statutes 1-109, relating to prosecution bonds in civil actions in Union County.

Referred to Committee on Judiciary No. 2.

H. B. 107, a bill to be entitled an act to amend various sections of Chapter 20 of the General Statutes so as to make the law with regard to registration conform with The Vehicle Financial Responsibility Act of 1957.

Returned for concurrence.

On motion of Representative Wooten the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 178, a bill to be entitled an act to establish the State Capitol Planning Commission.

Returned for concurrence.

On motion of Representative Hicks the House concurs in the Senate amendment and the bill is ordered enrolled.

S. B. 68, a bill to be entitled an act to amend General Statutes 110-49 relating to the issuance of permits and licenses to child caring institutions by the State Board of Public Welfare.

Referred to Committee on Public Welfare.

S. B. 143, a bill to be entitled an act to amend Section 4 of Article II of the Constitution of North Carolina relating to the Districting of the State for Senators.

Referred to Committee on Senatorial Districts.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:



H. B. 423, a bill to be entitled an act to revise, reorganize and amend the Charter of the City of Goldsboro, North Carolina.

On motion of Representative Braswell, the Committee amendment is adopted.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McMillan of Robeson, McMillan of Wake, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Quinn, Ramsey, Randall, Reid, Riggs, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Clay, Whitehurst, Whitley, Wicker, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—109.

Those voting in the negative are: None.

H. B. 614, a bill to be entitled an act rewriting Section One of Chapter 771, Session Laws of 1957, so as to fix the corporate limits of the Town of Bethel in Pitt County.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McMillan of Robeson, McMillan of Wake, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Quinn, Ramsey, Randall, Reid, Riggs, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Clay, Whitehurst, Whitley, Wicker, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—109.

Those voting in the negative are: None.

H. B. 490, a bill to be entitled an act relating to the election of Town Commissioners of the Town of Tryon in Polk County.

On motion of Representative Arledge, the Committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 503, a bill to be entitled an act relating to the preparation, filing and publishing of the Annual Report of the Clerk of the Superior Court of Forsyth County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 515, a bill to be entitled an act relating to fees in the Office of the Clerk of Superior Court of Hyde County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 526, a bill to be entitled an act to amend the procedure in the adjudication of small claims in the Superior Court for Lenoir County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 538, a bill to be entitled an act to extend the jurisdiction of police officers of the Town of Aberdeen in Moore County.

On motion of Representative Blue, consideration of the bill is postponed until Tuesday, May 9, 1961.

H. B. 539, a bill to be entitled an act to consolidate and rewrite the special laws relating to the Recorder's Court of the City of Charlotte in Mecklenburg County.

On motion of Representative Kennedy, the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 551, a bill to be entitled an act to fix the compensation of jurors and court officers in Johnston County.

On motion of Representative Coates, the Committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 569, a bill to be entitled an act to authorize the County Commissioners of Union County and the Board of Aldermen of the City of Monroe to convey certain real property no longer needed for governmental purposes.

On motion of Representative Hawfield, the Committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 570, a bill to be entitled an act to amend the Charter of the Town of Gibsonville.

On motion of Representative Kemp, consideration of the bill is postponed until Tuesday, May 9, 1961.

H. B. 572, a bill to be entitled an act to authorize the City of Charlotte to waive its governmental immunity to the extent that it takes out liability insurance.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 575, a bill to be entitled an act to authorize and empower the Town of Winton to sell and convey certain property.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 578, a bill to be entitled an act to ratify certain acts of the Clerk of the Superior Court of Rockingham County in confirming the sale of land at public auction.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 585, a bill to be entitled an act creating a bird sanctuary and prohibiting the discharge of firearms in the Town of White Lake in Bladen County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 587, a bill to be entitled an act to fix the compensation of the Commissioners of the Town of Carthage.

On motion of Representative Blue, consideration of the bill is postponed until Tuesday, May 9, 1961.

H. B. 588, a bill to be entitled an act to amend General Statutes 160-227.1 so as to authorize the City of Roxboro to regulate the subdivision of land within the town limits.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 593, a bill to be entitled an act to amend General Statutes 154-3 so as to provide for the election of a Surveyor in Onslow County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 599, a bill to be entitled an act to amend Chapter 223, Public-Local Laws of 1937, relating to the compensation of the members of the Board of Education of Edgecombe County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 604, a bill to be entitled an act to authorize the Board of County Commissioners of Polk County to fix the salary of the Deputy Sheriff and to provide expense allowances for the Sheriff of said County.



Passes its second and third readings and is ordered sent to the Senate.

H. B. 605, a bill to be entitled an act to provide for the exercise of powers by police officers beyond the corporate limits of the Town of Coats in Harnett County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 611, a bill to be entitled an act to amend the Charter of the City of Kinston.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 612, a bill to be entitled an act to provide better court facilities for Lenoir County, North Carolina.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 616, a bill to be entitled an act to create a Peace Officers' Relief Fund for the County of Gates.

Passes its second and third readings and is ordered sent to the Senate.

S. B. 61, a bill to be entitled an act to provide for the nomination and election of the members of the Board of Education and other officers of Randolph County.

Representative Henley offers an amendment which is adopted.

Representative Garner offers an amendment which fails of adoption.

Passes its second and third readings, as amended, and is ordered sent to the Senate for concurrence in House amendment.

S. B. 225, a bill to be entitled an act to amend Chapter 167 of the Private Laws of 1915, the Charter of the Town of Fuquay Springs, relating to the salaries of the Mayor and Commissioners of said Town.

Passes its second and third readings and is ordered enrolled.

S. B. 232, a bill to be entitled an act to authorize the Board of County Commissioners of Halifax County to convey certain property to the Alcoholic Beverages Control Board of Halifax County.

Passes its second and third readings and is ordered enrolled.

S. B. 92, a bill to be entitled an act to amend the Motor Vehicle Safety and Financial Responsibility Act of 1953 so that commencement of a proceeding thereunder shall not automatically suspend the order or act of the Commissioner of Motor Vehicles.

On motion of Representative Whitehurst, consideration of the bill is postponed until Tuesday, May 9, 1961.

S. B. 150, a bill to be entitled an act to permit the sale of game fish for purposes other than propagation under permit.

The motion of Representative Satterfield to recommit the bill to Committee on Judiciary No. 2 fails of adoption.

Passes third reading and is ordered enrolled.

H. B. 23, a bill to be entitled an act to amend General Statutes 120-3.1 relating to subsistence and travel allowances for members and presiding officers of the General Assembly.

On motion of Representative Jordan, the Committee amendment is adopted.

Representative Kiser offers an amendment.

On motion of Representative Jordan, the amendment offered by Representative Kiser lies upon the table.

Representative Calder offers an amendment.

On motion of Representative Lloyd, the amendment offered by Representative Calder lies upon the table.

Representative Newman offers an amendment.

Representative Spruill moves that the amendment lie upon the table. The motion prevails.

Representative Jordan calls the previous question. The motion prevails.

The bill passes its second reading, as amended.

Representative Zollicoffer moves the bill be placed on the third reading Calendar for Friday, May 5, 1961. The motion fails.

The question now recurs to the passage of the bill on its third reading. The bill passes third reading and is ordered sent to the Senate.

H. B. 239, a bill to be entitled an act to amend the Motor Vehicle Safety and Financial Responsibility Act by providing for cancellation of policies upon conviction of certain violations.

On motion of Representative Whitehurst, consideration of the bill is postponed until Tuesday, May 9, 1961.

H. B. 279, a bill to be entitled an act to amend General Statutes 20-279.21 defining motor vehicle liability insurance policy for financial responsibility purposes so as to include protection against uninsured motorists.

On motion of Representative Whitehurst, the Committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 573, a bill to be entitled an act to require inspection of activity buses used in the transportation of personnel and pupils of the public schools.

On motion of Representative Peel, consideration of the bill is postponed until Tuesday, May 9, 1961.

H. B. 619, a bill to be entitled an act to amend the County Capital Reserve Act so as to permit expenditures of capital reserve funds for sewerage distribution and disposal systems.

Passes its second and third readings and is ordered sent to the Senate.

S. B. 98, a bill to be entitled an act to provide for annual inspection of motor vehicles.

On motion of Representative Quinn, consideration of the bill is placed for Special Order on Tuesday, May 9, 1961.

#### ENROLLED BILLS

Representative Britt, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 153. An Act to regulate the distribution and sale of hunting and fishing licenses.

S. B. 170. An Act to amend Article 11 of Chapter 90 of the General Statutes relating to veterinarians.

H. B. 366. An Act to amend General Statutes 20-141.3 relating to pre-arranged racing on streets and highways to provide increased penalties therefor.

H. B. 463. An Act to amend General Statutes 7-70 so as to exchange the October terms of Superior Court in Bladen and Brunswick Counties.

On motion of Representative Jackson, duly seconded, the House adjourns to meet tomorrow at 10 o'clock A. M.

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### SEVENTY-FIFTH DAY

#### HOUSE OF REPRESENTATIVES

Friday, May 5, 1961

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hunt.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Jones, for the Committee on the Journal, reports the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

Mr. Speaker Hunt makes Howard A. Phullberry from Iredell County an honorary page of the House of Representatives.



On motion of Representative Wood, Carla Margaret Price of Forsyth County is made an honorary pagette of the House of Representatives.

A leave of absence is granted Representative Whitehurst for today.

On motion of Representative Woodard, Louise Gray Woodard of Wilson County is made an honorary pagette of the House of Representatives.

#### ENGROSSED BILLS

Representative Thomas, for the Committee on Engrossed Bills, reports the following bills and resolutions have been carefully considered, found properly engrossed, and asks that they be sent to the Senate.

It is so ordered.

H. B. 23, a bill to be entitled an act to amend General Statutes 120-3.1 relating to subsistence and travel allowances for members and presiding officers of the General Assembly.

H. B. 279, a bill to be entitled an act to amend General Statutes 20-279.21 defining motor vehicle liability insurance policy for financial responsibility purposes so as to include protection against uninsured motorists.

H. B. 490, a bill to be entitled an act relating to the election of Town Commissioners of the Town of Tryon in Polk County.

H. B. 539, a bill to be entitled an act to consolidate and rewrite the special laws relating to the Recorder's Court of the City of Charlotte in Mecklenburg County.

H. B. 551, a bill to be entitled an act to fix the compensation of jurors and court officers in Johnston County.

H. B. 569, a bill to be entitled an act to authorize the County Commissioners of Union County and the Board of Aldermen of the City of Monroe to convey certain real property no longer needed for governmental purposes.

#### REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Representative Wallace, for the Committee on Employment Security.

H. B. 418, a bill to be entitled an act to amend Chapter 96, General Statutes of North Carolina, as amended, known as the Employment Security Law, to provide for the establishment of certain qualifying conditions to promote a closer attachment to the labor force of claimants; to increase benefit payments; to provide for more liberal termination of employers under the law; to provide for the right of appeal by the commission in certain cases from judgments of Superior Courts; to increase coverage under the law only to the extent that coverage has been increased under the Federal Unemployment Tax Act; and to further clarify certain provisions of said chapter.

With a favorable report, as amended.

By Representative Wicker, for the Committee on Finance.

H. B. 223, a bill to be entitled an act to provide for the regulation and licensing of driver training schools.

With a favorable report.

H. B. 581, a bill to be entitled an act to amend Section 75A-3 of the General Statutes of North Carolina.

With a favorable report.

By Representative Davis of Lenoir, for the Committee on Health.

H. B. 384, a bill to be entitled an act to provide for the establishment of a medical assistance program for the aged in North Carolina.

With a favorable report, as amended.

On motion of Representative Umstead the bill is recommitted to Committee on Appropriations.

By Representative Byrum, for the Committee on Propositions and Grievances.

H. B. 628, a bill to be entitled an act to authorize the qualified voters of the City of Burlington and the City of Graham to determine whether Alcoholic Beverage Control Stores shall be established in said cities and to prescribe the method of operation and the disposition of the net profits thereof.

With a favorable report.

By Representative Quinn, for the Committee on Roads and Highway Safety.

H. B. 543, a bill to be entitled an act to authorize the State Highway Commission to insure ferries owned and operated by said commission.

With a favorable report.

H. B. 544, a bill to be entitled an act to amend General Statutes 20-88 to provide that the principal fee for the registration of property-carrying vehicles operated in combination be placed on the power unit of such combination and that a fee of \$3.00 be imposed on trailers and semi-trailers.

With a favorable report.

H. B. 545, a bill to be entitled an act to amend the motor vehicle laws of North Carolina to enable the Commissioner of Motor Vehicles on behalf of the State of North Carolina to enter into reciprocity agreements with other jurisdictions with regard to the registration and licensing of motor vehicles.

With a favorable report.

## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representative Kennedy:

H. B. 639, a bill to be entitled an act to amend General Statutes 115-207 relating to the adoption of basal textbooks in the public schools.

Referred to Committee on Education.

By Representative Holcombe:

H. B. 640, a bill to be entitled an act to amend General Statutes 97-13 relating to Workmen's Compensation for prisoners assigned to work under the supervision of the State Prison Department, and to amend General Statutes 143-291 tort claims against state departments and agencies.

Referred to Committee on Judiciary No. 2.

By Representatives Everett and Wooten:

H. B. 641, a bill to be entitled an act to authorize the Board of County Commissioners of Pitt County to fix the number of salaried county employees, to fix the compensation of county officials and employees, to fix the fees of county officers, to give permissive power to increase the travel allowance of jurors not in excess of seven cents a mile, and to fix the compensation of the members of the Board of County Commissioners of Pitt County.

Referred to Committee on Salaries and Fees.

By Representatives Wooten and Everett:

H. B. 642, a bill to be entitled an act to amend Chapter 593 of the Session Laws of 1951 with regard to powers and duties of the Tar River Port Commission.

Referred to Committee on Conservation and Development.

By Representative Wall:

H. B. 643, a bill to be entitled an act to provide for establishing a permanent fishing license for residents of North Carolina who are over 70 years of age.

Referred to Committee on Wildlife Resources.

By Representative Coffey:

H. B. 644, a bill to be entitled an act amending Chapter 462 of the Public-Local Laws of 1937 relating to commissions for collection of taxes in Watauga County.

Referred to Committee on Finance.

By Representatives Bell and Calder:



H. B. 645, a bill to be entitled an act to classify products held for foreign shipment for purposes of property taxation.

Referred to Committee on Judiciary No. 1.

By Representative Newman:

H. B. 646, a bill to be entitled an act to repeal Chapter 475 of the Session Laws of 1959 establishing minimum wages in North Carolina.

Referred to Committee on Manufacturers and Labor.

By Representatives Hines and Spruill:

H. B. 647, a bill to be entitled an act providing for the regulation of retail installment selling and financing, and the regulation of loans in connection with such sales and financing thereof.

Referred to Committee on Banks and Banking.

By Representatives Hines and Kemp:

H. B. 648, a bill to be entitled an act to amend Chapter 651 of the Public Laws of 1909, as amended, relating to the establishing of a Municipal-County Court in Guilford County.

Referred to Committee on Courts and Judicial Districts.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills which are read the first time and disposed of as follows:

H. B. 177, a bill to be entitled an act to establish "Heritage Square" and to create the Heritage Square Commission.

Returned for concurrence.

On motion of Representative Britt the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 237, a bill to be entitled an act to amend Chapter 279 of the Public-Local Laws of 1937, as amended, for the purpose of extending the provisions of same to recreational facilities, athletic fields and stadiums of public schools.

Returned for concurrence.

On motion of Representative Davis of Rowan the House concurs in the Senate amendment and the bill is ordered enrolled.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 423, a bill to be entitled an act to revise, reorganize and amend the Charter of the City of Goldsboro, North Carolina.

Passes its third reading by the following vote, as amended, and is ordered engrossed.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Drummond, Eagles, Everett, Fearing, Felmet, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Leatherwood, Martin, McMillan of Robeson, McMillan of Wake, Murphy, Newman, Osteen, Owens, Palmer, Pickard, Quinn, Randall, Riggs, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Clay, Wicker, Williamson, Wilson, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—94.

Those voting in the negative are: None.

H. B. 614, a bill to be entitled an act rewriting Section One of Chapter 771, Session Laws of 1957, so as to fix the corporate limits of the Town of Bethel in Pitt County.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Drummond, Eagles, Everett, Fearing, Felmet, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Leatherwood, Martin, McMillan of Robeson, McMillan of Wake, Murphy, Newman, Osteen, Owens, Palmer, Pickard, Quinn, Randall, Riggs, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Clay, Wicker, Williamson, Wilson, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—94.

Those voting in the negative are: None.

H. B. 125, a bill to be entitled an act relating to the taxing of certain agricultural products in Lenoir County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 421, a bill to be entitled an act relating to the Vice Recorder of Bertie County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 584, a bill to be entitled an act relating to the salary of the Sheriff and the deputy sheriffs and office assistant of Edgecombe County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 594, a bill to be entitled an act to amend Chapter 738 of the Session Laws of 1959 relating to the salaries of the Clerk of Superior Court, Sheriff and Register of Deeds of Forsyth County, and the special fund created for said Clerk of Superior Court's office so as to provide for an increase in the salary of said Register of Deeds.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 600, a bill to be entitled an act to establish a supplementary pension fund for firemen in the City of Concord, State of North Carolina.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 620, a bill to be entitled an act directing the County Commissioners of Pasquotank County to fix the salary and allowances of certain county officials at specified amounts.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 631, a bill to be entitled an act relating to jail fees in Randolph County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 506, a bill to be entitled an act validating official acts of Notaries Public wherein notarial seals do not contain readable impressions of the notaries' names.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 508, a bill to be entitled an act to amend General Statutes 160-226.3 to provide for the more orderly development of subdivisions within municipal jurisdiction.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 509, a bill to be entitled an act to amend General Statutes 160-181.2 relating to municipal zoning authority.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 577, a bill to be entitled an act amending General Statutes 105-446 relating to applications for gasoline tax refunds.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 618, a bill to be entitled an act to amend General Statutes 130-128 relating to corporate powers of sanitary districts.

Passes its second and third readings and is ordered sent to the Senate.



S. B. 131, a bill to be entitled an act to amend General Statutes 75-5 pertaining to certain acts which are prohibited as acts in restraint of trade or in the nature of combination or conspiracy in restraint of trade or commerce.

Representative Harris of Wake offers an amendment which is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate for concurrence in House amendments.

S. B. 164, a bill to be entitled an act to amend General Statutes 2-52 relating to the payment of insurance proceeds to persons under disability.

Passes its second and third readings and is ordered enrolled.

S. B. 165, a bill to be entitled an act to amend General Statutes 58-79 to permit investments by domestic life insurance companies in public and private housing developments.

Passes its second and third readings and is ordered enrolled.

S. B. 172, a bill to be entitled an act to authorize the transfer of one hundred thousand dollars in capital improvement funds at North Carolina State College in order to permit completion and equipping of a new cafeteria at said institution.

Passes its second and third readings and is ordered enrolled.

S. B. 175, a bill to be entitled an act to provide an alternative method of furnishing information on tax rate breakdown to property tax payers.

Passes its second and third readings and is ordered enrolled.

S. B. 185, a bill to be entitled an act to amend General Statutes 115-126 to authorize boards of education to grant easements for public utilities to school property.

Passes its second reading.

Representative Thornburg objects to third reading and the bill remains on the Calendar for its third reading.

S. B. 190, a bill to be entitled an act to amend General Statutes 163-43 so as to authorize county boards of elections to install a new looseleaf registration book system upon approval by the board of county commissioners.

Passes its second and third readings and is ordered enrolled.

S. B. 193, a bill to be entitled an act to amend General Statutes 163-31 so as to extend the registration period for an extra week where new county-wide registrations are held prior to any primary or election.

Passes its second and third readings and is ordered enrolled.

S. B. 195, a bill to be entitled an act to amend General Statutes 163-140 so as to clarify the law relative to the time in which a candidate in a primary election may call for a second primary.

Passes its second and third readings and is ordered enrolled.

S. B. 201, a bill to be entitled an act to amend the Charter of Mars Hill College passed by the General Assembly in 1905 and 1923, and being Chapter 326 of the Private Laws of 1905, and Chapter 43 of the Private Laws of 1923.

On motion of Representative Crawford consideration of the bill is postponed until Thursday, May 11, 1961.

S. B. 203, a bill to be entitled an act to amend Chapter 34 of the General Statutes relating to veterans' guardianship matters.

Passes its second reading.

Representative Kiser objects to the third reading and the bill remains on the Calendar for its third reading.

S. B. 231, a bill to be entitled an act to amend Subsection (c) of General Statutes 48-21 relating to the waiver of the interlocutory decree in adoption proceedings.

Passes its second and third readings and is ordered enrolled.

#### ENROLLED BILLS

Representative Britt, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 37. An Act relating to release of the mortgagor by unauthorized dealings between the mortgagee and the mortgagor's assuming grantee.

S. B. 150. An Act to permit the sale of game fish for purposes other than propagation under permit.

S. B. 225. An Act to amend Chapter 167 of the Private Laws of 1915, the Charter of the Town of Fuquay Springs, relating to the salaries of the Mayor and Commissioners of said town.

S. B. 232. An Act to authorize the Board of County Commissioners of Halifax County to convey certain property to the Alcoholic Beverages Control Board of Halifax County.

H. B. 107. An Act to amend various sections of Chapter 20 of the General Statutes so as to make the law with regard to registration conform with the Vehicle Financial Responsibility Act of 1957.

H. B. 178. An Act to establish the State Capital Planning Commission.

H. B. 317. An Act to prevent payment of commissions to personal representatives guilty of misconduct or default.

H. B. 319. An Act providing for service of petition or complaint upon each defendant in a contested special proceeding.

H. B. 468. An Act to authorize and require the County Commissioners of Perquimans County to turn into the general fund all delinquent taxes collected after October 1 of the year in which they become delinquent.

H. B. 485. An Act to repeal the Charter of the Town of Wood in Franklin County.

H. B. 493. An Act to reactivate the municipal government of the Town of Bolivia in Brunswick County.

H. B. 494. An Act to amend General Statutes 51-3 relating to capacity for marriage.

H. B. 499. An Act to authorize the City of Charlotte to license drivers and operators of ambulances and to franchise ambulances.

H. B. 521. An Act to amend General Statutes 160-241 to permit the Town of Edenton to grant exemption of a maximum of seventy-five feet on the short side of corner lots from assessments for water and sewerage systems when both sides of corner lots are affected.

H. B. 531. An Act to amend the Charter of the Town of Rutherfordton, Chapter 253, of the Private Laws of 1913, and amendments thereto, relating to manner and time in which claims may be filed against said town.

H. B. 532. An Act to authorize the Board of Commissioners of the Town of Drexel to appropriate and pay funds to the Drexel Community Center.

H. B. 540. An Act to authorize the Sheriff of Northampton County to appoint an additional full-time salaried deputy sheriff.

H. B. 552. An Act to amend Chapter 435, Private Laws of 1913, said chapter, with amendments thereto, constituting the Charter of the Town of Beaufort, Carteret County.

H. B. 561. An Act relating to the appointment and terms of office of the school committeemen of Old Dock Elementary School in Columbus County.

H. B. 568. An Act to amend Chapter 699 and Chapter 727 of the Session Laws of 1959 so as to change the date of municipal elections in the Towns of Bayshore Park and Cape Carteret in Carteret County.

On motion of Representative Byrum, duly seconded, the House adjourns to meet tomorrow at 10 o'clock A. M.



## SEVENTY-SIXTH DAY

HOUSE OF REPRESENTATIVES  
Saturday, May 6, 1961

The House meets pursuant to adjournment and is called to order by Representative McMillan of Wake, designated by Mr. Speaker Hunt as Speaker Pro Tempore.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Kiser, for the Committee on the Journal, reports the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Kiser the House adjourns until Monday night at 8 P. M.

## SEVENTY-SEVENTH DAY

HOUSE OF REPRESENTATIVES  
Monday Night, May 8, 1961

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hunt.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Hill, for the Committee on the Journal, reports that the Journal of Saturday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Wilson, Mark Foster Vaughn and John Maddrey Vaughn of Rockingham County are made honorary pages of the House of Representatives.

On motion of Representative Peel the courtesies of the floor are extended the Honorable Frank Everette and "Andy" Anderson of Martin County, former members of the House of Representatives.

A leave of absence is granted Representative Braswell for tomorrow.

## ENGROSSED BILLS

Representative Thomas, for the Committee on Engrossed Bills, reports the following bill has been carefully considered, found properly engrossed, and asks that it be sent to the Senate.

It is so ordered.

H. B. 423, a bill to be entitled an act to revise, reorganize and amend the Charter of the City of Goldsboro, North Carolina.

## REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Representative Wicker, for the Committee on Finance.

H. B. 519, a bill to be entitled an act to change the charge for combination hunting and fishing licenses, county hunting licenses, and county fishing licenses, and to increase issuance fees for license sales to make them uniform.

With a favorable report.

## INTRODUCTION OF BILLS AND RESOLUTIONS

Bill and resolutions are introduced, read the first time, and disposed of as follows:

By Representative Womble:

H. B. 649, a bill to be entitled an act to amend General Statutes 116-23.1 subsection (d) relating to the publication of notice of unclaimed funds held by insurance companies before such funds escheat to the University of North Carolina.

Referred to Committee on Insurance.

By Representative Martin:

H. B. 650, a bill to be entitled an act to amend Section 9.35½, Article 2, Chapter 153, of the General Statutes of North Carolina relating to the promotion of soil conservation work, so as to make it apply to Davie County.

Referred to Committee on Agriculture.

And,

H. B. 651, a bill to be entitled an act to appoint a member of the Board of Education of Davie County to replace S. W. Furches, now deceased.

Referred to Committee on Education.

By Representative Godwin:

H. B. 652, a bill to be entitled an act relating to the compensation of certain officials in Gates County.

Referred to Committee on Counties, Cities and Towns.

H. B. 653, a bill to be entitled an act relating to the fees of the Register of Deeds of Gates County.

Referred to Committee on Counties, Cities and Towns.

By Representative Crawford:

H. B. 654, a bill to be entitled an act to amend Article 40, Chapter 15 of the General Statutes relating to suspension of sentence and probation.

Referred to Committee on Judiciary No. 2.

By Representative McMillan of Wake:

H. B. 655, a bill to be entitled an act to amend Article 3 of Chapter 8 of the General Statutes to provide that copies of public records on file in the State Department of Archives and History, when properly certified, shall be as competent evidence as the originals.

Referred to Committee on Judiciary No. 2.

And,

H. B. 656, a bill to be entitled an act to amend Article 2, Chapter 8 of the General Statutes to provide that certified copies of certain documents filed in the State Department of Archives and History shall be admissible as evidence to the same effect as the original document.

Referred to Committee on Judiciary No. 2.

By Representative Story:

H. B. 657, a bill to be entitled an act to include Wilkes County within the provisions of General Statutes 14-335 relating to punishment for public drunkenness.

Referred to Committee on Judiciary No. 1.

By Representatives Andrews and Umstead:

H. B. 658, a bill to be entitled an act prohibiting the practice of fortune telling or clairvoyance under the guise of faith healing in Chatham County and Orange County.

Referred to Committee on Judiciary No. 2.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

Senate Committee Substitute for H. B. 316, a bill to be entitled an act to provide for the removal of fiduciaries who cannot be found.

Returned for concurrence in Senate Committee Substitute bill.

On motion of Representative Harris of Wake the Senate Committee Substitute bill is adopted and the bill is placed on the Calendar.

H. B. 343, a bill to be entitled an act to amend General Statutes 160-183(a) by rewriting the definition of "Municipality" therein.

Returned for concurrence.



On motion of Representative Harris of Wake the House concurs in the Senate amendment and the bill is ordered enrolled.

S. B. 226, a bill to be entitled an act to provide for instructions for educable mentally handicapped children.

Referred to Committee on Education.

S. B. 229, a bill to be entitled an act to amend General Statutes 55-125 relating to liquidation and involuntary dissolution of corporations.

Referred to Committee on Judiciary No. 2.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 628, a bill to be entitled an act to authorize the qualified voters of the City of Burlington and the City of Graham to determine whether Alcoholic Beverage Control Stores shall be established in said Cities and to prescribe the method of operation and the disposition of the net profits thereof.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 223, a bill to be entitled an act to provide for the regulation and licensing of driver training schools.

Representatives Calder, Satterfield, and Murphy send forward an amendment which is adopted.

Representative Womble moves the bill lie upon the table. The motion prevails.

On motion of Representative Kerr the vote by which the bill is laid on the table is reconsidered and this motion is laid on the table.

H. B. 544, a bill to be entitled an act to amend General Statutes 20-88 to provide that the principal fee for the registration of property-carrying vehicles operated in combination be placed on the power unit of such combination and that a fee of \$3.00 be imposed on trailers and semi-trailers.

On motion of Representative Quinn, consideration of the bill is postponed until Thursday, May 11, 1961.

S. B. 185, a bill to be entitled an act to amend General Statutes 115-126 to authorize boards of education to grant easements for public utilities to school property.

Passes its third reading and is ordered enrolled.

H. B. 418, a bill to be entitled an act to amend Chapter 96, General Statutes of North Carolina, as amended, known as the Employment Security Law, to provide for the establishment of certain qualifying conditions to promote a closer attachment to the labor force of claimants; to increase benefit payments; to provide for more liberal termination of employers

under the Law; to provide for the right of appeal by the Commission in certain cases from judgments of Superior Courts; to increase coverage under the Law only to the extent that coverage has been increased under the Federal Unemployment Tax Act; and to further clarify certain provisions of said chapter.

On motion of Representative Zollicoffer the committee amendment is adopted.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Drummond, Eagles, Efird, Fearing, Felmet, Ferrell, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Hamrick, Harding, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McMillan of Robeson, McPherson, Murphy, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Satterfield, Sermons, Simpson, Slagle, Snyder, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—103.

Those voting in the negative are: Representatives Cook and Fletcher—2.

H. B. 543, a bill to be entitled an act to authorize the State Highway Commission to insure ferries owned and operated by said Commission.

On motion of Representative Quinn, consideration of the bill is postponed until Tuesday, May 9, 1961.

H. B. 545, a bill to be entitled an act to amend the motor vehicle laws of North Carolina to enable the Commissioner of Motor Vehicles on behalf of the State of North Carolina to enter into reciprocity agreements with other jurisdictions with regard to the registration and licensing of motor vehicles.

On motion of Representative Quinn, consideration of the bill is postponed until Tuesday, May 9, 1961.

H. B. 581, a bill to be entitled an act to amend Section 75A-3 of the General Statutes of North Carolina.

Passes its second and third readings and is ordered sent to the Senate.

S. B. 203, a bill to be entitled an act to amend Chapter 34 of the General Statutes relating to Veterans' Guardianship matters.

Passes its third reading and is ordered enrolled.

On motion of Representative Cook, duly seconded, the House adjourns to meet tomorrow at 12 o'clock Noon.

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## SEVENTY-EIGHTH DAY

HOUSE OF REPRESENTATIVES  
Tuesday, May 9, 1961

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hunt.

Prayer is offered by the Reverend B. E. Dotson, Pastor of the Carthage Presbyterian Church.

Representative Jones, for the Committee on the Journal, reports that the Journal for Monday night has been examined, found correct, and without objection stands approved as written.

On motion of Representative Reid, Deirdre Lee Norman, Sandra LaVonne Graham, Anna Jane Graham, Judith Ann Wilson and King Winford Norman of Surry County are made pagettes and page, respectively, of the House of Representatives.

On motion of Representative Hill, Elizabeth Anne Doughty of Wake County is made an honorary pagette of the House of Representatives.

### REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Representative Kemp, for the Committee on Congressional Districts.

H. B. 29, a bill to be entitled an act to amend Section 5 of Article II of the Constitution of North Carolina for the purpose of providing an automatic reapportionment of the members of the House of Representatives of the General Assembly of North Carolina.

With a favorable report, as amended.

By Representative Arledge, for the Committee on Elections and Election Laws.

H. B. 541, a bill to be entitled an act to amend General Statutes 163-50 relating to the oath required for change of party affiliation.

With an unfavorable report.



H. B. 565, a bill to be entitled an act to amend General Statutes 163-84 to require registrars to report by telephone or otherwise the precinct vote to the county board of elections upon completion of the counting in all primaries and elections.

With a favorable report.

House Committee Substitute for S. B. 191, a bill to be entitled an act to amend General Statutes 163-25, Subsection G, by adding a new paragraph to clarify the voting rights of college students.

With an unfavorable report as to bill, favorable as to Committee Substitute bill.

On motion of Representative Arledge the substitute bill is adopted.

By Representative Coates, for the Committee on Higher Education.

S. B. 148, a bill to be entitled an act to establish annual awards for outstanding achievements by citizens of North Carolina.

With a favorable report, as amended.

By Representative Whitehurst, for the Committee on Insurance.

H. B. 202, a bill to be entitled an act to appropriate to the Department of Insurance sufficient funds with which to employ a rescue squad instructor.

With a favorable report.

On motion of Representative Whitehurst the bill is recommitted to Committee on Appropriations.

H. B. 378, a bill to be entitled an act to amend General Statutes 58-254.3 relating to blanket accident and health insurance so as to include policies issued to municipal or county recreation departments.

With a favorable report.

H. B. 607, a bill to be entitled an act to provide for the purchase of franchise accident and health insurance by an employer or association without regard to term of existence.

With a favorable report.

H. B. 649, a bill to be entitled an act to amend General Statutes 116-23.1, Subsection (D), relating to the publication of notice of unclaimed funds held by insurance companies before such funds escheat to the University of North Carolina.

With a favorable report.

By Representative Wooten, for the Committee on Judiciary No. 1.

H. B. 512, a bill to be entitled an act to rewrite General Statutes 10-9 relating to official acts of notaries public; signatures; appearance of names; notarial seals or stamps.

With a favorable report.

H. B. 513, a bill to be entitled an act to amend General Statutes 10-13 relating to the validation of official acts of notaries public wherein expiration of notary's commission erroneously stated.

With a favorable report.

H. B. 536, a bill to be entitled an act to amend Chapter 84 of the General Statutes relating to attorneys at law.

With a favorable report.

H. B. 556, a bill to be entitled an act to amend General Statutes 28-53 relating to testamentary trustees.

With a favorable report.

H. B. 609, a bill to be entitled an act to provide for the investment of custodian funds in life insurance.

With a favorable report.

S. B. 221, a bill to be entitled an act to consolidate and rewrite the laws pertaining to the Civil Service Board of Mecklenburg County.

With a favorable report.

By Representative Crawford, for the Committee on Judiciary No. 2.

H. B. 461, a bill to be entitled an act to license and regulate water well contractors.

With a favorable report.

H. B. 613, a bill to be entitled an act making Clay County "Stock Law Territory".

With a favorable report.

H. B. 638, a bill to be entitled an act to amend General Statutes 14-335 relating to the punishment for public drunkenness in Orange County.

With a favorable report.

H. B. 640, a bill to be entitled an act to amend General Statutes 97-13 relating to Workmen's Compensation for prisoners assigned to work under the supervision of the State Prison Department, and to amend General Statutes 143-291 tort claims against State departments and agencies.

With a favorable report.

H. B. 655, a bill to be entitled an act to amend Article 3 of Chapter 8 of the General Statutes to provide that copies of public records on file in the State Department of Archives and History, when properly certified, shall be as competent evidence as the originals.

With a favorable report.

H. B. 656, a bill to be entitled an act to amend Article 2, Chapter 8 of the General Statutes to provide that certified copies of certain documents filed in the State Department of Archives and History shall be admissible as evidence to the same effect as the original document.

With a favorable report.

H. B. 658, a bill to be entitled an act prohibiting the practice of fortune telling or clairvoyance under the guise of faith healing in Chatham County and Orange County.

With a favorable report.

By Representative Sermons, for the Committee on Wildlife Resources.

H. B. 215, a bill to be entitled an act to make it lawful to take foxes and wildcats in Graham County at any time, and to provide for payment of bounties for the scalps of such animals.

With a favorable report.

H. B. 629, a bill to be entitled an act to amend Chapter 75A of the General Statutes pertaining to the renewal of certificates of number of commercial fishing boats.

With a favorable report.

S. B. 218, a bill to be entitled an act to amend General Statutes 113-146 relating to a municipally owned lake in Rocky Mount, North Carolina.

With a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representatives Greenwood, Calder, Jordan and Crawford:

H. B. 659, a bill to be entitled an act to amend General Statutes 116-53 relating to purposes for which appropriations may be expended for community colleges.

Referred to Committee on Appropriations.

By Representatives Wood, Umstead, Drummond, Hamrick, Davis of Rowan, Spruill, Crawford, Hill and Wilson:

H. B. 660, a bill to be entitled an act to provide for sales tax exemptions for small businesses personally owned and individually operated by blind merchants not operating under the supervision of the Commission for the Blind.

Referred to Committee on Finance.

By Representatives Henley and High:



H. B. 661, a bill to be entitled an act to authorize the Board of County Commissioners of Cumberland County to fix the number of salaried deputy sheriffs to be appointed in Cumberland County.

Referred to Committee on Judiciary No. 2.

And,

H. B. 662, a bill to be entitled an act to fix the compensation relating to jurors in Cumberland County.

Referred to Committee on Judiciary No. 2.

And,

H. B. 663, a bill to be entitled an act to include Cumberland County within the provisions of General Statutes 14-335 relating to punishment for public drunkenness.

Referred to Committee on Judiciary No. 2.

By Representatives Leatherman and Hill:

H. B. 664, a bill to be entitled an act to amend the Sales and Use Tax Article of the Revenue Act relating to the definition of "wholesale sale" for sales tax purposes.

Referred to Committee on Judiciary No. 1.

By Representative Leatherman:

H. B. 665, a bill to be entitled an act to incorporate the Town of Crouse in Lincoln County.

Referred to Committee on Counties, Cities and Towns.

By Representatives Kemp and Hines:

H. B. 666, a bill to be entitled an act to amend Chapter 144, Public-Local and Private Laws of 1937, relating to compensation and qualifications of members of the Civil Service Commission of the City of High Point.

Referred to Committee on Local Government.

And,

H. B. 667, a bill to be entitled an act to amend General Statutes 118-7 to require the trustees to make deposits of sums in excess of fifteen thousand dollars to the custodian of the Firemen's Pension and Disability Fund in the City of High Point.

Referred to Committee on Local Government.

And,

H. B. 668, a bill to be entitled an act to amend Chapter 680, Session Laws of 1959, relating to Firemen's Pension and Disability Fund in the City of High Point.

Referred to Committee on Local Government.

H. B. 669, a bill to be entitled an act to provide for appointment of members of the High Point City Board of Education.

Referred to Committee on Education.

By Representatives Hamrick, Wood and Drummond:

H. B. 670, a bill to be entitled an act to amend General Statutes 28-47, 28-49 and 28-113 so as to reduce the time for making claims against decedents' estates.

Referred to Committee on Judiciary No. 2.

And,

H. B. 671, a bill to be entitled an act to amend General Statutes 28-112 with regard to the period in which disputed debts not referred are barred.

Referred to Committee on Judiciary No. 2.

By Representative Lupton:

H. B. 672, a bill to be entitled an act to authorize the County Commissioners of Hyde County to levy a special tax to meet the expense of revaluation of property for ad valorem tax purposes.

Referred to Committee on Finance.

And,

H. B. 673, a bill to be entitled an act to authorize the County Commissioners of Hyde County to levy a special tax for the enlarging of the Hyde County courthouse.

Referred to Committee on Finance.

By Representatives Hines and Kemp:

H. B. 674, a bill to be entitled an act to exempt from income taxation pensions and retirement benefits received by retired Federal employees.

Referred to Committee on Finance.

By Representative Gregory of Halifax:

H. B. 675, a bill to be entitled an act to amend H. B. 217, ratified April 5, 1961, relating to travel expense allowance for the Board of Education of Halifax County.

Referred to Committee on Salaries and Fees.

And,

H. B. 676, a bill to be entitled an act to amend General Statutes 153-266.22, as the same appears in the 1959 Supplement, relating to zoning ordinances and regulations.

Referred to Committee on Local Government.

By Representative Green:

H. B. 677, a bill to be entitled an act to create a law enforcement Officers' Relief fund for the Peace Officers' Association of Bladen County.

Referred to Committee on Counties, Cities and Towns.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 127, a bill to be entitled an act regulating the sanitation of agricultural labor camps.

Referred to Committee on Agriculture.

S. B. 247, a bill to be entitled an act to amend General Statutes 153-10 relating to the authority of the County Commissioners of Wayne County to interdict certain shows.

Referred to Committee on Judiciary No. 1.

S. B. 259, a bill to be entitled an act to amend Article 1 of Chapter 116 of the General Statutes of North Carolina, so as to make Chapter 20 of the General Statutes, relating to motor vehicles, applicable in the use of the streets, alleys and driveways on the grounds of Appalachian State Teachers College and to authorize the Appalachian Trustees to adopt traffic regulations.

Referred to Committee on Roads and Highway Safety.

H. B. 79, a bill to be entitled an act to amend Chapter 296, Session Laws of 1943, relating to the salary of the members of the Board of County Commissioners of Lenoir County.

Returned for concurrence.

Placed on Calendar for concurrence in Senate amendment.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 538, a bill to be entitled an act to extend the jurisdiction of police officers of the Town of Aberdeen in Moore County.

On motion of Representative Blue, consideration of the bill is postponed until Thursday, May 11, 1961.

H. B. 570, a bill to be entitled an act to amend the Charter of the Town of Gibsonville.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 587, a bill to be entitled an act to fix the compensation of the Commissioners of the Town of Carthage.



On motion of Representative Blue, consideration of the bill is postponed until Thursday, May 11, 1961.

S. B. 98, a bill to be entitled an act to provide for annual inspection of motor vehicles.

Representative Jackson offers an amendment which fails of adoption.

Representative Gregory offers an amendment.

Representative Kerr moves the bill and amendment do lie upon the table.

On this motion Representative Murphy calls for the "Ayes" and "Noes".

The call sustains.

The motion of Representative Kerr to lay the bill on the table prevails by the following vote:

Those voting in the affirmative are: Representatives Andrews, Arledge, Blue, Boger, Brooks, Calder, Choate, Coffey, Cook, Courtney, Crawford, Davis of Rowan, Delamar, Fletcher, Frink, Godwin, Green, Gregory of Halifax, Gregory of Harnett, Harding, Hardy, Hargett, Hawfield, Henley, Hines, Isaac, Johnson, Kemp, Kerr, Kiser, Leatherman Leatherwood, Lupton, McFadyen, Murphy, Newman, Nicholson, Pickard, Potts, Ramsey, Randall, Riggs, Satterfield, Simpson, Slagle, Snyder, Speed, Spruill, Story, Thomas, Wall, Wallace, West of Cherokee, West of Clay, Wicker, Williamson, Wilson, and Womble—58.

Those voting in the negative are: Representatives Belk, Bell, Britt, Byrum, Coates, Davis of Lenoir, Dolley, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Galifianakis, Garner, Greenwood, Griggs, Hamrick, Harriss of Rowan, Harris of Wake, Hicks, High, Hill, Holcombe, Jackson, Jones, Jordan, Kennedy, Lane, Lloyd, Martin, McMillan of Robeson, McMillan of Wake, McPherson, Osteen, Owens, Palmer, Peel, Phelps, Quinn, Reid, Sermons, Taylor, Thornburg, Umstead, Vaughn, Vogler, Watkins, Whitehurst, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—55.

Representative Kerr moves that the vote by which the bill is laid on the table be reconsidered and that this motion be laid on the table. The motion prevails.

#### ENROLLED BILLS

Representative Britt, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 61. An Act to provide for the nomination and election of the members of the Board of Education and other officers of Randolph County.

S. B. 164. An Act to amend General Statutes 2-52 relating to the payment of insurance proceeds to persons under disability.

S. B. 165. An Act to amend General Statutes 58-79 to permit investments by domestic life insurance companies in public and private housing developments.

S. B. 172. An Act to authorize the transfer of One Hundred Thousand Dollars in Capital Improvement Funds at North Carolina State College in order to permit completion and equipping of a new cafeteria at said institution.

S. B. 175. An Act to provide an alternative method of furnishing information on tax rate breakdown to property tax payers.

S. B. 190. An Act to amend General Statutes 163-43 so as to authorize county boards of elections to install a new loose-leaf registration book system upon approval by the board of county commissioners.

S. B. 193. An Act to amend General Statutes 163-31 so as to extend the registration period for an extra week where new county-wide registrations are held prior to any primary or election.

S. B. 195. An Act to amend General Statutes 163-140 so as to clarify the law relative to the time in which a candidate in a primary election may call for a second primary.

S. B. 231. An Act to amend Subsection (c) of General Statutes 48-21 relating to the waiver of the interlocutory decree in adoption proceedings.

H. B. 177. An Act to establish "Heritage Square" and to create the Heritage Square Commission.

H. B. 237. An Act to amend Chapter 279 of the Public-Local Laws of 1937, as amended, for the purpose of extending the provisions of same to recreational facilities, athletic fields and stadiums of public schools.

H. B. 272. An Act to validate the official acts of Elsie Foster, a justice of the peace in Wilkes County.

H. B. 381. An Act to amend Chapter 396 of the Public-Local and Private Laws of 1941 relating to justices of the peace in High Point Township in Guilford County.

H. B. 434. An Act relating to the issuance of warrants and receipts by justices of the peace in Avery County.

H. B. 460. An Act to include Warren County within the provisions of Articles 20A and 20B of Chapter 153 of the General Statutes relating to sub-divisions and zoning and regulations of buildings within the several counties of the State.

H. B. 505. An Act to amend Chapter 298, Session Laws of 1945, to permit the Forsyth County Employees Retirement Fund to be invested in those types of securities or other investments authorized by law for the investment of assets of domestic life insurance companies.

H. B. 560. An Act to redefine the corporate limits of the Town of Castalia in Nash County.

H. B. 574. An Act to incorporate the Blue Ridge Baptist Church Cemetery in Ashe County.

S. B. 132. An Act to amend the General Statutes relating to the unlawful furnishing of intoxicating drink, narcotics, drugs, poison, deadly weapons, or firearms to inmates of charitable and penal institutions.

S. B. 185. An Act to amend General Statutes 115-126 to authorize boards of education to grant easements for public utilities to school property.

S. B. 203. An Act to amend Chapter 34 of the General Statutes relating to Veterans' guardianship matters.

H. B. 186. An Act relating to investment of funds of The Teachers' and State Employees' Retirement System, the Local Governmental Employees' Retirement System and the Law Enforcement Officers' Benefit and Retirement Fund.

H. B. 343. An Act to amend General Statutes 160-183(a) by rewriting the definition of "Municipality" therein.

H. B. 467. An Act to remove from the Sheriff of Perquimans County the duty of collecting taxes, to provide for the appointment of a Tax Collector of Perquimans County and to define his duties.

H. B. 472. An Act to amend Section 1 of Chapter 899 of the 1957 Session Laws relating to the recommendation and appointment of officers of the Town of Yaupon Beach, North Carolina, in Brunswick County.

H. B. 504. An Act authorizing the Board of Commissioners of Forsyth County to fix the fees, costs and commissions to be charged and collected by the Clerk of the Superior Court of Forsyth County and amending General Statutes 2-26 through General Statutes 2-35, inclusive, and General Statutes 2-37 relating thereto.

H. B. 507. An Act to amend Chapter 1186, Session Laws of 1949, by increasing the fee to be charged in criminal cases for the benefit of the Twin County Peace Officers' Association of Edgecombe and Nash Counties from one dollar to one dollar and twenty-five cents.

H. B. 516. An Act fixing certain fees of the Register of Deeds of Hyde County.

H. B. 518. An Act to amend Chapter 30 of the Private Laws of 1913, as amended, being the Charter of the Town of Bessemer City, to authorize the Board of Town Commissioners to provide that the Secretary shall have the powers and perform the duties of Treasurer and validating all acts heretofore performed with respect to the duties and functions of the Secretary and the Treasurer.

H. B. 520. An Act to amend Chapter 186 of the Private Laws of 1909 relating to the Charter of the Town of Edenton so as to grant to the Town certain powers with respect to property acquired from the United States.



H. B. 546. An Act to amend Chapter 861 of the Session Laws of 1957 for the purpose of adjusting the hospitalization and other benefits of the Johnston County Peace Officers' Relief Association.

On motion of Representative Whitehurst, duly seconded, the House adjourns to meet tomorrow at 8 o'clock A. M.

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## SEVENTY-NINTH DAY

HOUSE OF REPRESENTATIVES  
Wednesday, May 10, 1961

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hunt.

Prayer is offered by Representative Story.

Representative Wood, for the Committee on the Journal, reports the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On special invitation from Mr. Speaker Hunt, Representative Kerr addresses a few remarks to the membership commemorating the observance of Memorial Day.

On motion of Representative Story, seconded by Representative West of Clay, the House adjourns to meet tomorrow at 12 o'clock noon.

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## EIGHTIETH DAY

HOUSE OF REPRESENTATIVES  
Thursday, May 11, 1961

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hunt.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Hill, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

Mr. Speaker Hunt makes the following from Guilford County honorary pagettes and pages, respectively: Patricia Milo, Cheryl Profenius, Carol Mussbaum, Anne Marus, Beth Walker, Barbara Imlay, Ellen Szyperski, Elaine Sikorski, John Harris, John Schlosser, Raleigh Hamilton, and Ernest Haire.

On motion of Representative Vogler, Linda Ipock of Mecklenburg County is made an honorary pagette of the House of Representatives.

A leave of absence is granted Representative West of Cherokee for today and Friday.

#### REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Representative Woodard of Northampton, for the Committee on Agriculture.

H. R. 497, a joint resolution petitioning the Commodity Credit Corporation for certain changes in regulations to the Agricultural Stabilization Corporation Loan Program for grain storage facilities.

With a favorable report, as amended.

H. B. 571, a bill to be entitled an act to amend Section 9.35½, Article 2, Chapter 153, of the General Statutes of North Carolina, relating to the promotion of soil conservation work, so as to make it apply to Montgomery County.

With a favorable report.

H. B. 626, a bill to be entitled an act to amend Section 9.35½, Article 2, Chapter 153, of the General Statutes of North Carolina relating to the promotion of soil conservation work, so as to make it apply to Granville County.

With a favorable report.

H. B. 636, a bill to be entitled an act to amend the General Statutes relating to the inspection of ice cream plants, creameries and cheese factories.

With a favorable report, as amended.

H. B. 650, a bill to be entitled an act to amend Section 9.35½, Article 2, Chapter 153, of the General Statutes of North Carolina relating to the promotion of soil conservation work, so as to make it apply to Davie County.

With a favorable report.

By Representative Hardy, for the Committee on Banks and Banking.

H. B. 15, a bill to be entitled an act to amend Article 15 of Chapter 53 of the General Statutes, so as to repeal the North Carolina Small Loans Act, and to adopt a North Carolina Consumer Finance Act.

With an unfavorable report as to bill, favorable as to committee substitute bill.

On motion of Representative Hardy the substitute bill is adopted.

On motion of Representative Hardy the bill is placed on the Calendar as Special Order on Tuesday, May 16, 1961.

By Representative Davis of Lenoir, for the Committee on Health.

S. B. 23, a bill to be entitled an act to amend Chapter 90 of the General Statutes so as to increase license application fees for registered nurses from \$15.00 to \$20.00 and for practical nurses from \$10.00 to \$15.00.

With a favorable report.

S. B. 228, a bill to be entitled an act to amend Article 2 of Chapter 90 of the General Statutes of North Carolina relating to the practice of dentistry.

With a favorable report, as amended.

On motion of Representative Davis of Lenoir the rules are suspended and the bill is placed on today's Calendar.

By Representative Wooten, for the Committee on Judiciary No. 1.

H. B. 528, a bill to be entitled an act to establish daylight saving time in North Carolina between the last Sunday in April and the last Sunday in October.

With an unfavorable report.

H. B. 635, a bill to be entitled an act to provide for the exercise of the powers of police officers beyond the corporate limits of the Town of Beulaville in Duplin County.

With a favorable report.

H. B. 657, a bill to be entitled an act to include Wilkes County within the provisions of General Statutes 14-335 relating to punishment for public drunkenness.

With a favorable report.

By Representative Crawford, for the Committee on Judiciary No. 2.

H. B. 615, a bill to be entitled an act to authorize the Sheriff of Alleghany County to fix the amount of and to take and accept bail in misdemeanor charges or cases in said County.

With a favorable report.

H. B. 661, a bill to be entitled an act to authorize the Board of County Commissioners of Cumberland County to fix the number of salaried deputy sheriffs to be appointed in Cumberland County.

With a favorable report.

H. B. 662, a bill to be entitled an act to fix the compensation relating to jurors in Cumberland County.

With a favorable report.



H. B. 663, a bill to be entitled an act to include Cumberland County within the provisions of General Statutes 14-335 relating to punishment for public drunkenness.

With a favorable report.

By Representative Gregory of Harnett, for the Committee on Salaries and Fees.

H. B. 641, a bill to be entitled an act to authorize the Board of County Commissioners of Pitt County to fix the number of salaried county employees, to fix the compensation of county officials and employees, to fix the fees of county officers, to give permissive power to increase the travel allowance of jurors not in excess of seven cents a mile, and to fix the compensation of the members of the Board of County Commissioners of Pitt County.

With a favorable report.

H. B. 675, a bill to be entitled an act to amend H. B. 217, ratified April 5, 1961, relating to travel expense allowance for the Board of Education of Halifax County.

With a favorable report.

By Representative Hicks, for the Committee on State Government.

H. B. 622, a bill to be entitled an act to provide for the codification and printing of the Revenue Act, the same being Chapter 158 of the Public Laws of 1939, as amended.

With a favorable report.

H. B. 623, a bill to be entitled an act to provide for the codification and printing of the Machinery Act, the same being Chapter 310 of the public laws of 1939, as amended.

With a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representatives Zollicoffer and Watkins:

H. B. 678, a bill to be entitled an act to amend General Statutes 143-284 relating to appointment of members of the John H. Kerr Reservoir Development Commission.

Referred to Committee on Conservation and Development.

By Representative Zollicoffer:

H. B. 679, a bill to be entitled an act to amend Chapter 229, Session Laws of 1957, relating to fees for jail operation in Vance County.

Referred to Committee on Local Government.

And,

H. B. 680, a bill to be entitled an act to amend General Statutes 151-4 as it relates to the compensation of the Constables of Henderson Township in Vance County.

Referred to Committee on Salaries and Fees.

By Representatives Lloyd, Arledge, Potts, Leatherwood, Owens, Thornburg, West of Cherokee, Felmet, Ramsey, Holcombe, Crawford, Slagle, Jordan, Randall, Cook, Isaac, West of Clay, and Greenwood:

H. B. 681, a bill to be entitled an act to amend Article 21 of Chapter 153 of the General Statutes relating to the Western North Carolina Regional Planning Commission.

Referred to Committee on Conservation and Development.

By Representatives Lloyd, Holcombe, Greenwood, and Hawfield:

H. B. 682, a bill to be entitled an act to amend General Statutes 20-185 so as to provide certain benefit allowances for the Director, Assistant Director, and Driver Education Representatives of the Driver Education and Accident Records Division of the Department of Motor Vehicles.

Referred to Committee on Appropriations.

By Representative Cook:

H. B. 683, a bill to be entitled an act to provide for a referendum by the voters of Macon County upon the question of election of members of the County Board of Education.

Referred to Committee on Education.

And,

H. B. 684, a bill to be entitled an act requiring that all deeds, deeds of trust and mortgages on real estate accepted for probate and registration in Macon County shall show thereon the name of the draftsman and the source of the title.

Referred to Committee on Judiciary No. 2.

By Representatives Hines, Jackson, Belk, Davis of Rowan, McLaughlin, Delamar, Umstead, Hargett, Harris of Wake, Dolley, Hicks, Brooks, Taylor, McMillan of Wake, and Mr. Speaker Hunt:

H. B. 685, a bill to be entitled an act to amend Article 51 of Chapter 14 of the General Statutes relating to the protection of athletic contests.

Referred to Committee on Judiciary No. 1.

By Representatives Hines and Kemp:

H. B. 686, a bill to be entitled an act to authorize the Guilford County Board of Education to sell certain real property at private sale.

Referred to Committee on Education.

By Representatives Kemp and Hines:

H. B. 687, a bill to be entitled an act to amend Chapter 1136, Session Laws of 1957 relating to the salary of the Clerk of Superior Court of Guilford County.

Referred to Committee on Salaries and Fees.

By Representative Dolley:

H. B. 688, a bill to be entitled an act to permit professional bondsmen who are officers of a duly authorized Life Saving and Rescue Squad to serve also as deputy sheriffs.

Referred to Committee on Judiciary No. 2.

And,

H. B. 689, a bill to be entitled an act amending Article 20 of Chapter 15 of the General Statutes so as to require the Solicitor when praying that a suspended sentence be placed into effect to have served upon a defendant a bill of particulars setting forth the time, place and manner in which the terms of said sentence are alleged to have been violated.

Referred to Committee on Judiciary No. 2.

By Representatives Henley and High:

H. B. 690, a bill to be entitled an act to authorize the County Commissioners of Cumberland County to convey property to the State or its agencies.

Referred to Committee on Judiciary No. 2.

By Representative Efrid:

H. B. 691, a bill to be entitled an act relating to registration fees of U-Drive-It passenger vehicles.

Referred to Committee on Finance.

By Representatives Byrum and Spruill:

H. B. 692, a bill to be entitled an act to exempt Bertie and Chowan Counties from General Statutes 113-247 relating to fishing on Sunday.

Referred to Committee on Wildlife Resources.

By Representative Palmer:

H. B. 693, a bill to be entitled an act relating to the wards and the election of the Mayor and the Board of Aldermen of the City of Shelby.

On motion of Representative Palmer the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.



Passes its second and third readings and is ordered sent to the Senate.

By Representative Gregory of Halifax:

H. B. 694, a bill to be entitled an act to amend Chapter 1213 of the Session Laws of 1953, which amends General Statutes 14-269, relating to the disposition of confiscated pistols or guns in Halifax County so as to authorize the sale of confiscated shotguns.

Referred to Committee on Judiciary No. 1.

By Representative Leatherman:

H. B. 695, a bill to be entitled an act to amend General Statutes 153-9 so as to authorize the County Commissioners of Lincoln County to assist financially the Soil Conservation Services.

Referred to Committee on Agriculture.

By Representatives Newman and McPherson:

H. B. 696, a bill to be entitled an act to amend Chapter 139 of the General Statutes relating to soil conservation districts, watershed improvement districts, and watershed improvement programs, so as to change the name of such districts, change the membership of the soil and water conservation committee, and clarify various provisions of said chapter.

Referred to Committee on Agriculture.

By Representative Peel:

H. B. 697, a bill to be entitled an act to amend Chapter 1006 of the 1959 Session Laws relating to zoning ordinances in areas outside the zoning jurisdiction of municipalities so as to make the same applicable to Martin County.

Referred to Committee on Local Government.

And,

H. B. 698, a bill to be entitled an act to amend Chapter 1007 of the 1959 Session Laws relating to regulation of subdivisions so as to make the same applicable to Martin County.

Referred to Committee on Local Government.

By Representative McMillan of Wake:

H. B. 699, a bill to be entitled an act creating a State Board of Dental Laboratory Examiners and fixing its powers and duties.

Referred to Committee on Health.

By Representative Whitley:

H. B. 700, a bill to be entitled an act to amend Chapter 204 of the Private Laws of 1915 and Chapter 1066 of the Session Laws of 1953 relating to the Charter of the Town of Richfield in Stanly County.

Referred to Committee on Local Government.

By Representative Gregory of Halifax:

H. B. 701, a bill to be entitled an act authorizing the Town of Scotland Neck to render maintenance services on cemetery driveways which are owned by local churches.

Referred to Committee on Local Government.

By Representative Griggs:

H. B. 702, a bill to be entitled an act to amend General Statutes 95-86 relating to minimum wages of salesmen, taxicab drivers and operators.

Referred to Committee on Manufacturers and Labor.

By Representative Wallace:

H. B. 703, a bill to be entitled an act to authorize the Montgomery County Board of Education to sell at private sale certain school property no longer needed for school purposes.

On motion of Representative Wallace the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representative Kemp and Hines:

H. B. 704, a bill to be entitled an act authorizing the qualified voters of the Town of Jamestown to vote upon the establishment of liquor control stores in the Town of Jamestown.

Referred to Committee on Propositions and Grievances.

And,

H. B. 705, a bill to be entitled an act to amend Chapter 83 of the Private Laws of 1935 relating to the control of amusements and the sale of intoxicating beverages in the vicinity of High Point Municipal Park in Jamestown Township.

Referred to Committee on Propositions and Grievances.

By Representative Hargett:

H. B. 706, a bill to be entitled an act fixing the fees to be charged by the Register of Deeds of Jones County.

Referred to Committee on Salaries and Fees.

## MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 136, a bill to be entitled an act regulating the transportation of migratory farm workers.

Referred to Committee on Manufacturers and Labor.

S. B. 261, a bill to be entitled an act to authorize and empower Blowing Rock, Boone and Watauga County to jointly establish and maintain an airport and to create the Watauga Airport Commission.

Referred to Committee on Counties, Cities and Towns.

S. B. 266, a bill to be entitled an act to amend Chapter 153 of the General Statutes so as to authorize a tax levy in Granville County for county building and repair purposes.

Referred to Committee on Finance.

## CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 215, a bill to be entitled an act to make it lawful to take foxes and wildcats in Graham County at any time, and to provide for payment of bounties for the scalps of such animals.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 538, a bill to be entitled an act to extend the jurisdiction of police officers of the Town of Aberdeen in Moore County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 587, a bill to be entitled an act to fix the compensation of the Commissioners of the Town of Carthage.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 613, a bill to be entitled an act making Clay County "Stock Law Territory".

Passes its second and third readings and is ordered sent to the Senate.

H. B. 638, a bill to be entitled an act to amend General Statutes 14-335 relating to the punishment for public drunkenness in Orange County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 658, a bill to be entitled an act prohibiting the practice of fortune telling or clairvoyance under the guise of faith healing in Chatham County and Orange County.

Passes its second and third readings and is ordered sent to the Senate.



S. B. 218, a bill to be entitled an act to amend General Statutes 113-146, relating to a municipally owned lake in Rocky Mount, North Carolina.

Passes its second and third readings and is ordered enrolled.

S. B. 221, a bill to be entitled an act to consolidate and rewrite the laws pertaining to the Civil Service Board of Mecklenburg County.

Passes its second and third readings and is ordered enrolled.

H. B. 79, a bill to be entitled an act to amend Chapter 296, Session Laws of 1943, relating to the salary of the members of the Board of County Commissioners of Lenoir County.

On motion of Representative Davis of Lenoir the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 418, a bill to be entitled an act to amend Chapter 96, General Statutes of North Carolina, as amended, known as the Employment Security Law, to provide for the establishment of certain qualifying conditions to promote a closer attachment to the labor force of claimants; to increase benefit payments; to provide for more liberal termination of employers under the law; to provide for the right of appeal by the Commission in certain cases from judgments of Superior Courts; to increase coverage under the law only to the extent that coverage has been increased under the Federal Unemployment Tax Act; and to further clarify certain provisions of said Chapter.

Passes its third reading by the following vote, as amended, and is ordered engrossed.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Greenwood, Gregory of Halifax, Gregory of Harnett, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Wooten, and Zollicoffer—113.

Those voting in the negative are: Representative Newman—1.

H. B. 461, a bill to be entitled an act to license and regulate water well contractors.

Representative Coates offers an amendment.

Representative Dolley moves the bill and amendment do lie upon the table. The motion prevails.

H. B. 519, a bill to be entitled an act to change the charge for combination hunting and fishing licenses, county hunting licenses, and county fishing licenses, and to increase issuance fees for license sales to make them uniform.

On motion of Representative Sermons consideration of the bill is postponed until Tuesday, May 16, 1961.

H. B. 544, a bill to be entitled an act to amend General Statutes 20-88 to provide that the principal fee for the registration of property-carrying vehicles operated in combination be placed on the power unit of such combination and that a fee of \$3.00 be imposed on trailers and semi-trailers.

On motion of Representative Quinn the bill is re-referred to the Committee on Finance.

S. B. 92, a bill to be entitled an act to amend the Motor Vehicle Safety and Financial responsibility Act of 1953 so that commencement of a proceeding thereunder shall not automatically suspend the order or act of the Commissioner of Motor Vehicles.

Representative Dolley offers an amendment.

On motion of Representative Frink, the vote by which the bill passed its second reading is reconsidered and the bill is re-referred to the Committee on Judiciary No. 2.

H. B. 29, a bill to be entitled an act to amend Section 5 of Article II of the Constitution of North Carolina for the purpose of providing an automatic reapportionment of the members of the House of Representatives of the General Assembly of North Carolina.

On motion of Representative Kemp the Committee amendment is adopted.

Passes its second reading by the following vote.

Those voting in the affirmative are: Mr. Speaker Hunt, Representatives Andrews, Arledge, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Kemp, Kennedy, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Pickard, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Clay, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Wooten, and Zollcoffer—106.



Those voting in the negative are: Representatives Kerr and Whitehurst—2.

The question now recurs to the passage of the bill on its third reading.

H. B. 29, a bill to be entitled an act to amend Section 5 of Article II of the Constitution of North Carolina for the purpose of providing an automatic reapportionment of the members of the House of Representatives of the General Assembly of North Carolina.

Passes its third reading by the following vote, as amended, and is ordered engrossed.

Those voting in the affirmative are: Mr. Speaker Hunt, Representatives Andrews, Arledge, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Frink, Galifianakis, Garner, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Kemp, Kennedy, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Spruill, Story, Taylor, Thomas, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Clay, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Wooten, and Zollicoffer—103.

Those voting in the negative are: Representatives Kerr and Whitehurst—2.

S. B. 228, a bill to be entitled an act to amend Article 2 of Chapter 90 of the General Statutes of North Carolina relating to the practice of dentistry.

On motion of Representative Davis of Lenoir the Committee amendments are adopted.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Greenwood, Gregory of Halifax, Gregory of Harnett, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor,



Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Wooten, and Zollicoffer—114.

Those voting in the negative are: None.

On motion of Representative Johnson, duly seconded, the House adjourns to meet tomorrow at 10 o'clock A. M.

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## EIGHTY-FIRST DAY

HOUSE OF REPRESENTATIVES  
Friday, May 12, 1961

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hunt.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Greenwood, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Quinn, Frederick Malcolm Bowen of Buncombe County and Patrick Lee Barkley, Charles T. Barkley and John P. Barkley of Catawba County are made honorary pages of the House of Representatives.

### ENGROSSED BILLS

Representative Thomas, for the Committee on Engrossed Bills, reports the following bills and resolutions have been carefully considered, found properly engrossed, and asks that they be sent to the Senate.

It is so ordered.

H. B. 29, a bill to be entitled an act to amend Section 5 of Article II of the Constitution of North Carolina for the purpose of providing an automatic reapportionment of the members of the House of Representatives of the General Assembly of North Carolina.

H. B. 418, a bill to be entitled an act to amend Chapter 96, General Statutes of North Carolina, as amended, known as the Employment Security Law, to provide for the establishment of certain qualifying conditions to promote a closer attachment to the labor force of claimants; to increase benefit payments; to provide for more liberal termination of employers under the Law; to provide for the right of appeal by the Commission in certain cases from judgments of Superior Courts; to increase coverage under the Law only to the extent that coverage has been increased under the Federal Unemployment Tax Act; and to further clarify certain provisions of said Chapter.

## REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Representative Taylor, for the Committee on Courts and Judicial Districts.

H. B. 375, a bill to be entitled an act to divide the Tenth Solicitorial District into two districts and to transfer Chatham County from the Fourth Solicitorial District to the new district thereby created.

With a favorable report.

H. B. 436, a bill to be entitled an act to amend General Statutes 7-70.2, relating to the drawing of the grand jury and petit jurors for terms of Superior Court in cities other than county seats.

With a favorable report.

H. B. 624, a bill to be entitled an act to amend General Statutes 7-70 so as to add a one week term to the Superior Court schedule in Person County.

With a favorable report.

H. B. 627, a bill to be entitled an act to allow the governing body of the City of Reidsville to fix and determine the salary of the Recorder and the Solicitor of the Reidsville Recorder's Court.

With a favorable report.

H. B. 632, a bill to be entitled an act pertaining to deputy clerks of the Recorder's Court of Randolph County.

With a favorable report.

H. B. 648, a bill to be entitled an act to amend Chapter 651 of the Public Laws of 1909, as amended, relating to the establishment of a Municipal-County Court in Guilford County.

With a favorable report.

By Representative Henley, for the Committee on Education.

H. B. 589, a bill to be entitled an act to repeal Chapter 85 of the Session Laws of 1959 and to amend General Statutes 115-19 relating to the nomination, appointment, and qualifications of members of the Graham County Board of Education and fixing their terms of office.

With a favorable report.

H. B. 625, a bill to be entitled an act to authorize the Currituck County Board of Education to transfer to and make available to Poplar Branch Home Demonstration Club a wooden building no longer needed for school purposes.

With a favorable report.

H. B. 651, a bill to be entitled an act to appoint a member of the Board of Education of Davie County to replace S. W. Furches, now deceased.

With a favorable report.

H. B. 669, a bill to be entitled an act to provide for appointment of members of the High Point City Board of Education.

With a favorable report.

By Representative Umstead, for the Committee on Mental Institutions.

H. B. 253, a bill to be entitled an act to amend Chapter 122 of the General Statutes relating to hospitalization of the mentally disordered.

With a favorable report, as amended.

H. B. 254, a bill to be entitled an act to provide for admission to State hospitals by certificates of physicians.

With a favorable report, as amended.

H. B. 273, a bill to be entitled an act to authorize the North Carolina Hospitals Board of Control to change the name of the Western Carolina Training School.

With a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representatives Britt, Jones, Jordan, Thomas, Johnson, Whitley, Gregory of Harnett and McMillan of Robeson:

H. B. 707, a bill to be entitled an act to amend Chapter 1211 of the Session Laws of 1959 relating to taxes upon insurance companies.

Referred to Committee on Finance.

By Representative Fearing:

H. B. 708, a bill to be entitled an act to provide for an election in the Community of Wanchese on the question of creating the Wanchese Community Center District and for the levy and collection of an ad valorem tax for repair, maintenance, operation, etc., of a Community Center Building.

Referred to Committee on Finance.

By Representative Davis of Lenoir:

H. B. 709, a bill to be entitled an act authorizing the Towns of La Grange and Pink Hill to use the Lenoir County Loose-Leaf Registration System for the registration of voters and acceptance of registration applications.



Referred to Committee on Elections and Election Laws.

By Representative Thomas:

H. B. 710, a bill to be entitled an act relating to the election of the Mayor and members of the Board of Town Commissioners of Benson in Johnston County.

Referred to Committee on Elections and Election Laws.

By Representative Zollicoffer:

H. B. 711, a bill to be entitled an act to amend Section 3, Article V, and Section 5, Article V, of the Constitution of North Carolina relative to the power of the General Assembly to exempt and to classify property for ad valorem tax purposes.

Referred to Committee on Constitutional Amendments.

By Representatives Everett and Wooten:

H. B. 712, a bill to be entitled an act to require county, city or other municipal law enforcement officers operating motor vehicles to give warning before stopping another vehicle on the highway.

Referred to Committee on Roads and Highway Safety.

By Representative Wood:

H. B. 713, a bill to be entitled an act to provide sick leave for Teachers and Principals in the Public Schools.

Referred to Committee on Education.

By Representatives Whitehurst, Kerr, Delamar, Crawford, Gregory of Harnett, Spruill, Hawfield, Watkins, Davis of Lenoir, Hines, Wood, Speed, Quinn, Nicholson, McFadyen, Lupton, Rodenbough, Harding, McPherson, Snyder, Randall, Cohoon, Umstead, Blue, Brooks, Galifianakis, Eagles, Potts, Belk, Hardy, Wilson, Vogler, Riggs, Lane, Drummond, Owens, Jackson, Coates, Hill, Fearing, Jordan, Satterfield, Greenwood, Ferrell, Woodard of Northampton, Henley, Wallace, Woodard of Wilson, Hicks, Martin, Everett, Wooten, Frink, Efird, Williamson, Kennedy, Thomas, Lloyd, Taylor, Griggs, Leatherwood, Phelps, Choate, Hamrick, Braswell, Dolley and Kemp:

H. B. 714, a bill to be entitled an act to authorize the employment of one hundred additional State Highway Patrolmen and to appropriate funds therefor.

Referred to Committee on Appropriations.

By Representatives Bell, Belk and McMillan of Wake:

H. B. 715, a bill to be entitled an act to amend Chapter 75A of the General Statutes so as to require registration of all motorboats and to provide for safety measures to be employed by all motorboats.

Referred to Committee on Wildlife Resources.

## MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 154, a bill to be entitled an act to amend Articles II, III and XIV of the Constituion of North Carolina with respect to succession to elective State Executive Offices, the appointment of acting officers in certain instances, the determination of the incapacity of elected State Executive Officers to perform the duties of their offices, and fixing a permanent seat of government.

Referred to Committee on Constitutional Amendments.

S. B. 256, a bill to be entitled an act to amend S. B. 63, ratified on April 14, 1961, relating to the terms of Superior Court to be held in Rowan County.

Referred to Committee on Courts and Judicial Districts.

S. B. 281, a bill to be entitled an act to amend Chapter 462 of the Public-Local Laws of 1937 relating to commissions for collection of taxes in Watauga County.

Referred to Committee on Finance.

## CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 571, a bill to be entitled an act to amend Section 9.35½, Article 2, Chapter 153, of the General Statutes of North Carolina, relating to the promotion of soil conservation work, so as to make it apply to Montgomery County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 615, a bill to be entitled an act to authorize the Sheriff of Alleghany County to fix the amount of and to take and accept bail in misdemeanor charges or cases in said County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 626, a bill to be entitled an act to amend Section 9.35½, Article 2, Chapter 153, of the General Statutes of North Carolina relating to the promotion of soil conservation work, so as to make it apply to Granville County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 635, a bill to be entitled an act to provide for the exercise of the powers of police officers beyond the corporate limits of the Town of Beulaville in Duplin County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 641, a bill to be entitled an act to authorize the Board of County Commissioners of Pitt County to fix the number of salaried county employees, to fix the compensation of county officials and employees, to fix the fees of county officers, to give permissive power to increase the travel allowance of jurors not in excess of seven cents a mile, and to fix the compensation of the members of the Board of County Commissioners of Pitt County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 650, a bill to be entitled an act to amend Section 9.35½, Article 2, Chapter 153, of the General Statutes of North Carolina relating to the promotion of soil conservation work, so as to make it apply to Davie County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 661, a bill to be entitled an act to authorize the Board of County Commissioners of Cumberland County to fix the number of salaried deputy sheriffs to be appointed in Cumberland County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 662, a bill to be entitled an act to fix the compensation relating to jurors in Cumberland County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 663, a bill to be entitled an act to include Cumberland County within the provisions of General Statutes 14-335 relating to punishment for public drunkenness.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 675, a bill to be entitled an act to amend H. B. 217, ratified April 5, 1961, relating to travel expense allowance for the Board of Education of Halifax County.

Passes its second and third readings and is ordered sent to the Senate.

S. B. 228, a bill to be entitled an act to amend Article 2 of Chapter 90 of the General Statutes of North Carolina relating to the practice of dentistry.

Passes its third reading by the following vote and returned to the Senate for concurrence in House amendment.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Everett, Fearing, Felmet, Ferrell, Fletcher, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Hamrick, Harding, Hardy, Hargett, Harris of Wake, Hawfield, Henley, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Pickard, Potts, Quinn, Ramsey,



Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—110.

Those voting in the negative are: None.

S. B. 23, a bill to be entitled an act to amend Chapter 90 of the General Statutes so as to increase license application fees for registered nurses from \$15.00 to \$20.00 and for practical nurses from \$10.00 to \$15.00.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Byrum, Choate, Coates, Coffey, Cohoon, Courtney, Crawford, Davis of Lenoir, Delamar, Dolley, Drummond, Eagles, Everett, Fearing, Felmet, Ferrell, Flether, Galifianakis, Garner, Greenwood, Gregory of Halifax, Gregory of Harnett, Hamrick, Harding, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherwood, Lloyd, Lupton, McFadyen, McLaughlin, McMillan of Robeson, McPherson, Murphy, Nicholson, Osteen, Owens, Palmer, Peel, Pickard, Quinn, Randall, Reid, Riggs, Rodenbough, Sermons, Simpson, Snyder, Speed, Story, Taylor, Thomas, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Clay, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—93.

Those voting in the negative are: Representatives Calder, Cook, Green, High, Leatherman, Martin, McMillan of Wake, Newman, Potts, Satterfield, Slagle, Thornburg, and Whitley—13.

H. B. 234, a bill to be entitled an act to amend Section 95-88 of the General Statutes pertaining to minimum wages.

On motion of Representative Kennedy, consideration of the minority report is postponed until Tuesday, May 16, 1961 and is set as the second Special Order on the Calendar for that day.

H. B. 239, a bill to be entitled an act to amend the Motor Vehicle Safety and Financial Responsibility Act by providing for cancellation of policies upon conviction of certain violations.

Passes its second reading.

Representative McLaughlin objects to the third reading and the bill remains on the Calendar.

H. B. 316, a bill to be entitled an act to provide for the removal of fiduciaries who cannot be found.

Passes its second and third readings and is ordered enrolled.

H. B. 378, a bill to be entitled an act to amend General Statutes 58-254.3 relating to blanket accident and health insurance so as to include policies issued to municipal or county recreation departments.

Passes its second and third readings and is ordered sent to the Senate.

H. R. 497, a joint resolution petitioning the Commodity Credit Corporation for certain changes in regulations relating to the Agricultural Stabilization Corporation Loan program for grain storage facilities.

On motion of Representative Woodard, the Committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 512, a bill to be entitled an act to rewrite General Statutes 10-9 relating to official acts of notaries public; signatures; appearance of names; notarial seals or stamps.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 513, a bill to be entitled an act to amend General Statutes 10-13 relating to the validation of official acts of notaries public wherein expiration of notary's commission erroneously stated.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 536, a bill to be entitled an act to amend Chapter 84 of the General Statutes relating to attorneys at law.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 543, a bill to be entitled an act to authorize the State Highway Commission to insure ferries owned and operated by said Commission.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 545, a bill to be entitled an act to amend the Motor Vehicle Laws of North Carolina to enable the Commissioner of Motor Vehicles on behalf of the State of North Carolina to enter into reciprocity agreements with other jurisdictions with regard to the registration and licensing of motor vehicles.

On motion of Representative Quinn, consideration of the bill is postponed until Monday, May 15, 1961.

H. B. 556, a bill to be entitled an act to amend General Statutes 28-53 relating to testamentary trustees.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 565, a bill to be entitled an act to amend General Statutes 163-84 to require registrars to report by telephone or otherwise the precinct vote to the county board of elections upon completion of the counting in all primaries and elections.

On motion of Representative Henley, consideration of the bill is postponed until Monday, May 15, 1961.

H. B. 573, a bill to be entitled an act to require inspection of activity buses used in the transportation of personnel and pupils of public schools.

On motion of Representative Peel, the Committee amendments are adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 607, a bill to be entitled an act to provide for the purchase of franchise accident and health insurance by an employer or association without regard to term of existence.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 609, a bill to be entitled an act to provide for the investment of custodian funds in life insurance.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 622, a bill to be entitled an act to provide for the codification and printing of the Revenue Act, the same being Chapter 158 of the Public Laws of 1939, as amended.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 623, a bill to be entitled an act to provide for the codification and printing of the Machinery Act, the same being Chapter 310 of the Public Laws of 1939, as amended.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 629, a bill to be entitled an act to amend Chapter 75A of the General Statutes pertaining to the renewal of certificates of number of commercial fishing boats.

On motion of Representative Sermons the bill is recommitted to the Committee on Wildlife Resources.

H. B. 636, a bill to be entitled an act to amend the General Statutes relating to the inspection of ice cream plants, creameries and cheese factories.

On motion of Representative Woodard, consideration of the bill is postponed until Monday, May 15, 1961.

H. B. 640, a bill to be entitled an act to amend General Statutes 97-13 relating to Workmen's Compensation for prisoners assigned to work under the supervision of the State Prison Department, and to amend General Statutes 143-291 tort claims against State departments and agencies.

Passes its second and third readings and is ordered sent to the Senate.



H. B. 649, a bill to be entitled an act to amend General Statutes 116-23.1, Subsection (d) relating to the publication of notice of unclaimed funds held by insurance companies before such funds escheat to the University of North Carolina.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 655, a bill to be entitled an act to amend Article 3 of Chapter 8 of the General Statutes to provide that copies of public records on file in the State Department of Archives and History, when properly certified, shall be as competent evidence as the originals.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 656, a bill to be entitled an act to amend Article 2, Chapter 8 of the General Statutes to provide that certified copies of certain documents filed in the State Department of Archives and History shall be admissible as evidence to the same effect as the original document.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 657, a bill to be entitled an act to include Wilkes County within the provisions of General Statutes 14-335 relating to punishment for public drunkenness.

Passes its second and third readings and is ordered sent to the Senate.

S. B. 148, a bill to be entitled an act to establish annual awards for outstanding achievements by citizens of North Carolina.

On motion of Representative Coates, consideration of the bill is postponed until Monday, May 15, 1961.

House Committee Substitute for S. B. 191, a bill to be entitled an act to amend General Statutes 163-25, Subsection (g), by adding a new paragraph to clarify the voting rights of college students.

On motion of Representative High, consideration of the bill is postponed until Monday, May 15, 1961.

S. B. 201, a bill to be entitled an act to amend the Charter of Mars Hill College passed by the General Assembly in 1905 and 1923, and being Chapter 326 of the Private Laws of 1905, and Chapter 43 of the Private Laws of 1923.

On motion of Representative Crawford, consideration of the bill is postponed until Thursday, May 18, 1961.

#### ENROLLED BILLS

Representative Britt, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 131. An Act to amend General Statutes 75-5 pertaining to certain acts which are prohibited as acts in restraint of trade or in the nature of combination or conspiracy in restraint of trade or commerce.

S. B. 218. An Act to amend General Statutes 113-146, relating to county licenses to fish in the City Lake in Rocky Mount, North Carolina.

S. B. 221. An Act to consolidate and rewrite the laws pertaining to the Civil Service Board of Mecklenburg County.

H. B. 79. An Act to amend Chapter 296, Session Laws of 1943, relating to the salary of the members of the Board of County Commissioners of Lenoir County.

H. B. 437. An Act authorizing the City of Southport, the Town of Boiling Springs Lake, the Town of Long Beach, and Brunswick County to establish an Airport Commission, which Commission shall be vested with the power of eminent domain and the power to issue bonds or other securities or obligations for the purpose of providing funds for the acquisition of lands, construction and operation of said airport facility together with all powers as set out in Chapter 63 of the General Statutes of North Carolina.

H. B. 503. An Act relating to the preparation, filing and publishing of the Annual Report of the Clerk of Superior Court of Forsyth County.

H. B. 549. An Act relating to the election and terms of office of the Commissioners of the Town of Angier in Harnett County.

H. B. 557. An Act to amend General Statutes 153-266.18 so as to make violation of a county zoning ordinance a misdemeanor.

H. B. 578. An Act to ratify certain acts of the Clerk of the Superior Court of Rockingham County in confirming the sale of land at public auction.

H. B. 693. An Act relating to the wards and the election of the Mayor and the Board of Aldermen of the City of Shelby.

H. B. 703. An Act to authorize the Montgomery County Board of Education to sell at private sale certain school property no longer needed for school purposes.

On motion of Representative Calder, seconded by Representative McLaughlin, the House adjourns in memory of the Honorable John R. Morris, a former member of the House and a prominent citizen from New Hanover County, to meet tomorrow at 10 o'clock A. M.

**EIGHTY-SECOND DAY**

HOUSE OF REPRESENTATIVES

Saturday, May 13, 1961

The House meets pursuant to adjournment and is called to order by Representative Harris of Wake, designated as Speaker Pro Tempore by Mr. Speaker Hunt.

Prayer is offered by Representative Harris.

Representative McMillan of Wake, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative McMillan of Wake, the House adjourns to meet Monday Night at 8 o'clock P. M.

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**EIGHTY-THIRD DAY**

HOUSE OF REPRESENTATIVES

Monday Night, May 15, 1961

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hunt.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Greenwood, for the Committee on the Journal, reports that the Journal of Saturday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Woodard of Northampton, John Michael Cyrus and Gary Holman Cyrus of Wake County are made honorary pages of the House of Representatives.

On motion of Representative Pickard, Tommy Cooper of Alamance County is made an honorary page of the House.

On motion of Representative Speed, Mary Jane Conn of Franklin County is made an honorary page of the House of Representatives.

On motion of Representative Coates, Willoughby Greer Cheney, III, of Guilford County and Paul Edward Blackburn of Nashville, Tennessee, grandsons of Representative Satterfield, are made honorary pages of the House of Representatives.

On motion of Representative Osteen, the courtesies of the floor are extended the Honorable Austin B. Coffey, a former member of the House of Representatives from Watauga County.



## ENGROSSED BILLS

Representative Thomas, for the Committee on Engrossed Bills, reports the following bills and resolutions have been carefully considered, found properly engrossed, and asks that they be sent to the Senate.

It is so ordered.

H. R. 497, a joint resolution petitioning the Commodity Credit Corporation for certain changes in regulations relating to the Agricultural Stabilization Corporation Loan Program for grain storage facilities.

H. B. 573, a bill to be entitled an act to require inspection of activity buses used in the transportation of personnel and pupils of the public schools.

## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representative Calder:

H. R. 716, a joint resolution honoring the life and memory of John R. Morris who served his State and County with honor, devotion and distinction.

On motion of Representative Calder the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representative Pickard:

H. B. 717, a bill to be entitled an act to amend H. B. 121, enacted by the 1961 General Assembly, entitled: "An act to change the style of the name of the Town of Graham in Alamance County to the City of Graham and to provide a consolidated and revised charter therefor."

Referred to Committee on Judiciary No. 2.

And,

H. B. 718, a bill to be entitled an act to amend Chapter 265 of the 1959 Session Laws relating to the meeting of the County Board of Equalization and Review of Alamance County.

Referred to Committee on Judiciary No. 2.

By Representative Peel:

H. B. 719, a bill to be entitled an act to amend Chapter 666 of the Session Laws of 1959 relating to the Industrial Development Commission of Martin County.

On motion of Representative Peel the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representatives Woodard of Wilson, Umstead, Woodard of Northampton, McLaughlin, Hardy and Hines:

H. B. 720, a bill to be entitled an act to incorporate and establish the Eastern North Carolina School for the Deaf at Wilson.

Referred to Committee on Appropriations.

By Representatives Belk, Kennedy, Hicks and Vogler:

H. B. 721, a bill to be entitled an act to change the name of the Mecklenburg County Board of Education.

Referred to Committee on Education.

By Representatives Hicks, Vogler, Belk and Kennedy:

H. B. 722, a bill to be entitled an act to validate and confirm certain official acts performed by certain persons as Deputy Clerks and Assistant Clerks of the Superior Court of Mecklenburg County.

Referred to Committee on Courts and Judicial Districts.

By Representative Jordan:

H. B. 723, a bill to be entitled an act to extend the jurisdiction of police officers of the Town of Weaverville in Buncombe County.

Referred to Committee on Counties, Cities and Towns.

By Representatives Dolley and Efrid:

H. B. 724, a bill to be entitled an act to increase the maximum punishment for safe-cracking and safe robbery.

Referred to Committee on Judiciary No. 2.

By Representative Harris of Wake:

H. B. 725, a bill to be entitled an act relating to the nomination of Wake County members of the North Carolina House of Representatives.

Referred to Committee on Local Government.

By Representatives Harris of Wake, Womble and McMillan of Wake:

H. B. 726, a bill to be entitled an act concerning the exercise of the power of eminent domain in connection with small watershed programs in Wake County.

Referred to Committee on Judiciary No. 1.

By Representative Harding:

H. B. 727, a bill to be entitled an act to authorize the County Board of Education of Yadkin County to sell certain real property at private sale.

Referred to Committee on Counties, Cities and Towns.

By Representatives Phelps, Peel and Cohoon:

H. B. 728, a bill to be entitled an act to amend Chapter 402 of the 1953 Session Laws relating to the sources of revenue for the Peace Officers' Relief Fund of Martin, Tyrrell and Washington Counties.

Referred to Committee on Finance.

By Representative Gregory of Harnett:

H. B. 729, a bill to be entitled an act to amend Chapter 212, Session Laws of 1959, relating to authorization of counties to call elections on the question of levying taxes for industrial development purposes, making the same apply to Harnett County as modified.

Referred to Committee on Finance.

And,

H. B. 730, a bill to be entitled an act to authorize the Board of County Commissioners of Harnett County to appoint two additional rural law enforcement officers.

Referred to Committee on Local Government.

By Representative Riggs:

H. B. 731, a bill to be entitled an act regulating the fees to be charged by justices of the peace in Onslow County.

Referred to Committee on Salaries and Fees.

By Representative Frink:

H. B. 732, a bill to be entitled an act to amend Chapter 57 of the Session Laws of 1959 relating to the letting of public contracts for school construction purposes in Brunswick County.

Referred to Committee on Judiciary No. 2.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 277, a bill to be entitled an act to validate certain foreclosure sales where the sale was conducted at a place other than as provided in the power of sale.

Referred to Committee on Judiciary No. 1.



H. B. 69, a bill to be entitled an act to amend General Statutes 58-251.1, relating to the time limit on certain defenses to liability under accident and health insurance policies.

Returned for concurrence.

On motion of Representative Blue the House concurs in the Senate amendment and the bill is ordered enrolled.

Senate Committee Substitute for H. B. 208, a bill to be entitled an act to amend General Statutes 15-25.1 so as to authorize the use of search warrants in connection with stimulant drugs.

Returned for concurrence and placed on Calendar.

S. B. 197, a bill to be entitled an act to amend Article II of Chapter 143 of the General Statutes of North Carolina relating to the State Personnel Department.

Referred to Committee on State Government.

S. B. 213, a bill to be entitled an act providing for the disposition of the balance remaining in the Spanish American War Relief Fund.

Referred to Committee on Veteran's Legislation.

S. B. 216, a bill to be entitled an act to amend Chapter 47 of the General Statutes relating to plats, subdivisions and land surveys and recording of same.

Referred to Committee on Judiciary No. 1.

S. B. 217, a bill to be entitled an act to amend Chapter 47 of the General Statutes relating to plats, subdivisions and land surveys and recording of same.

Referred to Committee on Judiciary No. 1.

S. B. 224, a bill to be entitled an act to amend General Statutes 143-36 so as to authorize the State Personnel Director, with the approval of the State Personnel Council and the Governor, to provide for a longevity, merit salary increase program for State employees.

Referred to Committee on State Government.

S. B. 252, a bill to be entitled an act to amend Chapter 75A of the General Statutes pertaining to the renewal of certificates of commercial fishing boats.

Referred to Committee on Wildlife Resources.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 589, a bill to be entitled an act to repeal Chapter 85 of the Session Laws of 1959 and to amend General Statutes 115-19 relating to the nomination, appointment, and qualifications of members of the Graham County Board of Education and fixing their terms of office.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 624, a bill to be entitled an act to amend General Statutes 7-70 so as to add a one week term to the Superior Court schedule in Person County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 625, a bill to be entitled an act to authorize the Currituck County Board of Education to transfer to and make available to Poplar Branch Home Demonstration Club a wooden building no longer needed for school purposes.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 627, a bill to be entitled an act to allow the governing body of the City of Reidsville to fix and determine the salary of the Recorder and the Solicitor of the Reidsville Recorder's Court.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 632, a bill to be entitled an act pertaining to deputy clerks of the Recorder's Court of Randolph County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 648, a bill to be entitled an act to amend Chapter 651 of the Public Laws of 1909, as amended, relating to the establishing of a Municipal-County Court in Guilford County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 651, a bill to be entitled an act to appoint a member of the Board of Education of Davie County to replace S. W. Furches, now deceased.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 669, a bill to be entitled an act to provide for appointment of members of the High Point City Board of Education.

Passes its second and third readings and is ordered sent to the Senate.

S. B. 23, a bill to be entitled an act to amend Chapter 90 of the General Statutes so as to increase license application fees for registered nurses from \$15.00 to \$20.00 and for practical nurses from \$10.00 to \$15.00.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Choate, Coates, Coffey, Cohoon, Davis of Lenoir, Delamar, Dolley, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifanakis, Garner, Greenwood, Gregory of Halifax, Gregory of Harnett,

Griggs, Hamrick, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Leatherwood, Lupton, McLaughlin, McPherson, Murphy, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Randall, Reid, Riggs, Rodenbough, Simpson, Snyder, Speed, Spruill, Story, Taylor, Thomas, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, Wicker, Wilson, Wood, Woodard of Northampton, Woodard of Wilson, and Zollicoffer—86.

Those voting in the negative are: Representatives Calder, Cook, Courtney, Crawford, Davis of Rowan, Godwin, Green, Harding, High, Hill, Leatherman, Martin, McMillan of Wake, Newman, Potts, Ramsey, Satterfield, Slagle, Thornburg, West of Cherokee, West of Clay, Whitley, and Womble—23.

H. B. 239, a bill to be entitled an act to amend the Motor Vehicle Safety and Financial Responsibility Act by providing for cancellation of policies upon conviction of certain violations.

On motion of Representative Harding, consideration of the bill is postponed until Tuesday, May 16, 1961.

H. B. 253, a bill to be entitled an act to amend Chapter 122 of the General Statutes relating to hospitalization of the mentally disordered.

On motion of Representative Braswell, the Committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 254, a bill to be entitled an act to provide for admission to State hospitals by certificates of physicians.

On motion of Representative Braswell the Committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 273, a bill to be entitled an act to authorize the North Carolina Hospitals Board of Control to change the name of the Western Carolina Training School.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 375, a bill to be entitled an act to divide the Tenth Solicitorial District into two districts and to transfer Chatham County from the Fourth Solicitorial District to the new district thereby created.

On motion of Representative Taylor, consideration of the bill is postponed until Thursday, May 18, 1961.

H. B. 436, a bill to be entitled an act to amend General Statutes 7-70.2, relating to the drawing of the grand jury and petit jurors for terms of Superior Court in cities other than county seats.



On motion of Representative Kemp, consideration of the bill is postponed until Thursday, May 18, 1961.

H. B. 545, a bill to be entitled an act to amend the motor vehicle laws of North Carolina to enable the Commissioner of Motor Vehicles on behalf of the State of North Carolina to enter into reciprocity agreements with other jurisdictions with regard to the registration and licensing of motor vehicles.

On motion of Representative High, consideration of the bill is postponed until Wednesday, May 17, 1961.

H. B. 565, a bill to be entitled an act to amend General Statutes 163-84 to require registrars to report by telephone or otherwise the precinct vote to the county board of elections upon completion of the counting in all primaries and elections.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 636, a bill to be entitled an act to amend the General Statutes relating to the inspection of ice cream plants, creameries and cheese factories.

On motion of Representative Woodard of Northampton the Committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

S. B. 148, a bill to be entitled an act to establish annual awards for outstanding achievements by citizens of North Carolina.

On motion of Representative Coates the Committee amendments are adopted.

On motion of Representative Umstead, the bill is recommitted to the Committee on Appropriations.

House Committee Substitute for S. B. 191, a bill to be entitled an act to amend General Statutes 163-25, Subsection G, by adding a new paragraph to clarify the voting rights of college students.

On motion of Representative Kemp, consideration of the bill is postponed until Wednesday, May 17, 1961.

On motion of Representative Woodard of Wilson, duly seconded, the House adjourns to meet tomorrow at 12 o'clock Noon.

## EIGHTY-FOURTH DAY

HOUSE OF REPRESENTATIVES

Tuesday, May 16, 1961

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hunt.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Hill, for the Committee on the Journal, reports the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Rodenbough, Marvin Spotswood Ferrell of Forsyth County is made an honorary page of the House of Representatives.

On motion of Representative Hines, John Wesley Hines of Rockingham County is made an honorary page of the House of Representatives.

Mr. Speaker Hunt makes Armstead Holt Hudnell and Anthony Lamberth Hudnell of Durham County honorary pages of the House of Representatives.

A leave of absence is granted Representative Choate for Tuesday and Wednesday, May 16 and 17.

On motion of Representative Wicker, H. B. 534, entitled "a bill to be entitled an act to provide for the payment of actual travel expenses of employees required to travel on official state business", is taken from the Committee on Finance and recommitted to the Committee on Appropriations.

On motion of Representative Wooten, H. B. 645, entitled "a bill to be entitled an act to classify products held for foreign shipment for purposes of property taxation", is taken from the Committee on Judiciary No. 1 and recommitted to the Committee on Finance.

On motion of Representative Wooten, H. B. 664, entitled "a bill to be entitled an act to amend the Sales and Use Tax Article of the Revenue Act relating to the definition of 'wholesale sale' for sales tax purposes", is taken from the Committee on Judiciary No. 1 and recommitted to the Committee on Finance.

## ENGROSSED BILLS

Representative Thomas, for the Committee on Engrossed Bills, reports the following bills have been carefully considered, found properly engrossed, and asks that they be sent to the Senate.

It is so ordered.

H. B. 253, a bill to be entitled an act to amend Chapter 122 of the General Statutes relating to hospitalization of mentally disordered.

H. B. 254, a bill to be entitled an act to provide for admission to state hospitals by certificates of physicians.

## REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Representative Vogler, for the Committee on Commissions and Institutions for the Blind.

H. B. 525, a bill to be entitled an act amending certain Sections of Chapter III of the General Statutes of North Carolina relating to the North Carolina State Commission for the Blind.

With a favorable report, as amended.

By Representative Arledge, for the Committee on Elections and Election Laws.

H. B. 709, a bill to be entitled an act authorizing the Towns of La Grange and Pink Hill to use the Lenoir County loose-leaf registration system for the registration of voters and acceptance of registration applications.

With a favorable report.

H. B. 710, a bill to be entitled an act relating to the election of the Mayor and members of the Board of Town Commissioners of Benson in Johnston County.

With a favorable report, as amended.

S. B. 214, a bill to be entitled an act to amend General Statutes 163-175 relating to single shot voting so as to make Paragraph 6 thereof inapplicable to Stokes County.

With a favorable report.

By Representative Wooten, for the Committee on Judiciary No. 1.

H. B. 603, a bill to be entitled an act to amend Chapter 18 of the General Statutes to provide that certain employees of the State Board of Alcoholic Control be commissioned special peace officers and to define their duties.

With a favorable report, as amended.

H. B. 617, a bill to be entitled an act to amend Chapter 18 of the General Statutes so as to provide a mandatory fine of \$100.00 for the offenses of manufacturing, selling, possessing, etc. intoxicating liquor.

With an unfavorable report.

H. B. 685, a bill to be entitled an act to amend Article 51 of Chapter 14 of the General Statutes relating to the protection of athletic contests.

With a favorable report.

H. B. 694, a bill to be entitled an act to amend Chapter 1213 of the Session Laws of 1953, which amends General Statutes 14-269, relating to the disposition of confiscated pistols or guns in Halifax County so as to authorize the sale of confiscated shotguns.



With a favorable report.

S. B. 247, a bill to be entitled an act to amend General Statutes 153-10 relating to the authority of the County Commissioners of Wayne County to interdict certain shows.

With a favorable report.

By Representative Crawford, for the Committee on Judiciary No. 2.

H. B. 670, a bill to be entitled an act to amend General Statutes 28-47, 28-49 and 28-113 so as to reduce the time for making claims against decedents' estates.

With a favorable report.

H. B. 671, a bill to be entitled an act to amend General Statutes 28-112 with regard to the period in which disputed debts not referred are barred.

With a favorable report.

H. B. 684, a bill to be entitled an act requiring that all deeds, deeds of trust and mortgages on real estate accepted for probate and registration in Macon County shall show thereon the name of the draftsman and the source of the title.

With a favorable report.

H. B. 688, a bill to be entitled an act to permit professional bondsmen who are officers of a duly authorized life saving and rescue squad to serve also as deputy sheriffs.

With a favorable report.

H. B. 689, a bill to be entitled an act amending Article 20 of Chapter 15 of the General Statutes so as to require the solicitor when praying that a suspended sentence be placed into effect to have served upon the defendant a bill of particulars setting forth the time, place, and manner in which the terms of said sentence are alleged to have been violated.

With a favorable report.

H. B. 690, a bill to be entitled an act to authorize the County Commissioners of Cumberland County to convey property to the state or its agencies.

With a favorable report.

H. B. 732, a bill to be entitled an act to amend Chapter 57 of the Session Laws of 1959 relating to the letting of public contracts for school construction purposes in Brunswick County.

With a favorable report.

By Representative Johnson, for the Committee on Wildlife Resources.

S. B. 252, a bill to be entitled an act to amend Chapter 75A of the General Statutes pertaining to the renewal of certificates of commercial fishing boats.

With a favorable report.

## MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

H. B. 551, a bill to be entitled an act to fix the compensation of jurors and court officers in Johnston County.

Returned for concurrence.

On motion of Representative Coates the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 631, a bill to be entitled an act relating to jail fees in Randolph County.

Returned for concurrence and placed on the calendar.

S. B. 264, a bill to be entitled an act to amend General Statutes 7-70 relating to terms of Superior Court in Carteret County.

Referred to Committee on Courts and Judicial Districts.

S. B. 265, a bill to be entitled an act to fix the compensation of the members of the Board of County Commissioners of Davie County.

Referred to Committee on Salaries and Fees.

S. B. 285, a bill to be entitled an act to amend General Statutes 7-70 relating to the terms of Superior Court to be held in Wake County.

Referred to Committee on Courts and Judicial Districts.

S. B. 288, a bill to be entitled an act to amend the Charter of the Town of Rhodhiss in the Counties of Burke and Caldwell.

Referred to Committee on Local Government.

## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representatives Thomas, Williamson, Gregory of Harnett, Felmet, Greenwood, Britt, Newman, Umstead, McMillan of Robeson, McPherson, Lloyd, Coates, Hawfield, Rodenbough, Drummond, Wood, Cohoon, Phelps, Martin, Vaughn, Galifianakis, Davis of Lenoir, Blue, Story, Godwin, Davis of Rowan, Vogler, West of Cherokee, Riggs, Frink, and Satterfield:

H. R. 733, a joint resolution memorializing the President, the Vice President, and members of the Congress of the United States to use all their power and influence to steer the use of atomic and nuclear energy toward peaceful purposes.

Referred to Committee on Judiciary No. 1.

By Representatives Wilson, Arledge, Delamar, and Ferrell:

H. R. 734, a joint resolution requesting the delegation in the Congress of the United States from North Carolina to support House Resolution 3745 to provide for pensions of veterans of World War I.

Referred to Committee on Veterans' Legislation.

By Representative Woodard of Northampton:

H. R. 735, a joint resolution honoring the life and memory of R. Jennings White who rendered his County of Northampton, State of North Carolina, and the Nation service with honor and distinction.

On motion of Representative Woodard of Northampton the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representative Hawfield:

H. B. 736, a bill to be entitled an act to authorize the Board of County Commissioners of Union County to fix the compensation of Superior Court jurors.

Referred to Committee on Local Government.

And,

H. B. 737, a bill to be entitled an act relating to the drawing of jurors in Union County.

Referred to Committee on Local Government.

By Representatives Bell and Delamar:

H. B. 738, a bill to be entitled an act to amend the Urban Redevelopment Law to authorize redevelopment of non-residential areas; to provide for conservation, rehabilitation and reconditioning areas; and to clarify and simplify procedural requirements.

Referred to Committee on Local Government.

By Representative Williamson:

H. B. 739, a bill to be entitled an act to amend Article 6 of Chapter 147 of the General Statutes relating to the selection of depositories for state funds.

Referred to Committee on Banks and Banking.

By Representative Harding:

H. B. 740, a bill to be entitled an act to amend General Statutes 9-25 so as to fix the terms of grand jurors of Yadkin County and to provide for their appointment.

Referred to Committee on Courts and Judicial Districts.



By Representative Britt:

H. B. 741, a bill to be entitled an act to amend Chapter 30 of the General Statutes relating to the surviving spouse's year's allowance.

Referred to Committee on Judiciary No. 2.

By Representative Satterfield:

H. B. 742, a bill to be entitled an act designating the Register of Deeds of Person County as County Purchasing Agent and increasing the salary of the Register of Deeds of Person County.

Referred to Committee on Salaries and Fees.

And,

H. B. 743, a bill to be entitled an act to amend Chapter 212, Session Laws of 1959, relating to the authorization of the counties to call elections on the question of levying taxes for industrial development purposes, so as to provide the same as amended herein shall apply to Person County.

Referred to Committee on Finance.

And,

H. B. 744, a bill to be entitled an act to authorize a tax levy in Person County for county building and repair purposes.

Referred to Committee on Finance.

By Representatives Galifianakis, Brooks, Umstead, Womble, McMillan of Wake, and Harris of Wake:

H. B. 745, a bill to be entitled an act adding a new article to Chapter 153 of the General Statutes to authorize counties (singly or jointly with municipalities or other counties) and municipalities (jointly with counties or other municipalities) to acquire, lease, construct, reconstruct, extend, improve, maintain and operate any water system or sanitary sewerage system within or without the boundaries of any such counties or municipalities, and to establish by mutual agreement joint agencies to exercise the powers conferred by such article, and amending the county finance act to authorize the issuance of bonds by counties for the acquisition, construction, reconstruction, extension and improvement of water systems and sanitary sewerage systems either singly or jointly with other counties or municipalities.

Referred to Committee on Health.

By Representative Jordan:

H. B. 746, a bill to be entitled an act to authorize the recovery of civil damages due to the malicious or wilful destruction of property by minors.

Referred to Committee on Judiciary No. 1.

By Representatives Drummond and Wooten:

H. B. 747, a bill to be entitled an act to amend Chapter 66 of the General Statutes of North Carolina by adding a new Article relative to unfair sales practices.

Referred to Committee on Judiciary No. 1.

By Representative Lloyd:

H. B. 748, a bill to be entitled an act to amend General Statutes 152-5 relating to the compensation of the Coroner of Graham County.

Referred to Committee on Salaries and Fees.

And,

H. B. 749, a bill to be entitled an act to provide for the election of a tax supervisor in Graham County.

Referred to Committee on Elections and Election Laws.

By Representative Riggs:

H. B. 750, a bill to be entitled an act to amend General Statutes 153-266.22 making Article 20B of Chapter 153 of the General Statutes applicable to Onslow County.

Referred to Committee on Judiciary No. 2.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 15, a bill to be entitled an act to amend Article 15 of Chapter 53 of the General Statutes, so as to repeal the North Carolina Small Loans Act, and to adopt a North Carolina Consumer Finance Act.

Representative Harris of Wake offers an amendment.

Representative Green moves the amendment lie upon the table. The motion prevails.

Representative Belk offers an amendment.

Representative Spruill moves the amendment lie upon the table. The motion prevails.

Representative Braswell calls the previous question. The call is sustained.

The question now recurs to the passage of the bill.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 234, a bill to be entitled an act to amend Section 95-88 of the General Statutes pertaining to minimum wages.

On motion of Representative Kennedy consideration of the bill is continued as First Special Order for Wednesday, May 17, 1961.

## ENROLLED BILLS

Representative Britt, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 316. An Act to provide for the removal of fiduciaries who cannot be found.

H. B. 364. An Act to repeal Chapter 1034 of the Session Laws of 1959 exempting Buncombe County from the provisions of Chapter 346 of the Session Laws of 1957 relating to the service of warrants in criminal actions.

H. B. 367. An Act to amend General Statutes 148-33.1 relating to the quartering of prisoners with work release privileges.

H. B. 421. An Act relating to the Vice Recorder of Bertie County.

H. B. 474. An Act authorizing the sale of certain county-owned real property in Gates County.

H. B. 572. An Act to authorize the City of Charlotte to waive its governmental immunity to the extent that it takes out liability insurance.

H. B. 585. An Act creating a bird sanctuary and prohibiting the discharge of firearms in the Town of White Lake in Bladen County.

H. B. 588. An Act to amend General Statutes 160-227.1 so as to authorize the City of Roxboro to regulate the subdivision of land within the town limits.

H. B. 593. An Act to amend General Statutes 154-3 so as to provide for the election of a surveyor in Onslow County.

H. B. 600. An Act to establish a supplementary pension fund for firemen in the City of Concord, State of North Carolina.

H. B. 605. An Act to provide for the exercise of powers by police officers beyond the corporate limits of the Town of Coats in Harnett County.

H. B. 616. An Act to create a Peace Officers' Relief Fund for the County of Gates.

H. B. 619. An Act to amend the County Capital Reserve Act so as to permit expenditures of capital reserve funds for sewerage distribution and disposal systems.

S. B. 23. An Act to amend Chapter 90 of the General Statutes so as to increase license application fees for registered nurses from \$15.00 to \$20.00 and for practical nurses from \$10.00 to \$15.00.

H. B. 69. An Act to amend General Statutes 58-251.1 relating to the time limit on certain defenses to liability under accident and health insurance policies.

H. B. 403. An Act pertaining to Article 3, Chapter 139, of the General Statutes as the same relates to a water shed improvement program in Yadkin County.



H. B. 433. An Act relating to the compensation of Justices of the Peace in Hoke County.

H. B. 471. An Act to permit inter vivos and testamentary conveyances of future interests.

H. B. 490. An Act relating to the election of Town Commissioners of the Town of Tryon in Polk County.

H. B. 515. An Act relating to fees in the office of the Clerk of the Superior Court of Hyde County.

H. B. 539. An Act to consolidate and rewrite the special laws relating to the Recorder's Court of the City of Charlotte in Mecklenburg County.

H. B. 569. An Act to authorize the County Commissioners of Union County and the Board of Aldermen of the City of Monroe to convey certain real property no longer needed for governmental purposes.

H. B. 584. An Act relating to the salary of the Sheriff and the Deputy Sheriffs and office assistant of Edgecombe County.

H. B. 594. An Act to amend Chapter 738 of the Session Laws of 1959 relating to the salaries of the Clerk of Superior Court, Sheriff, and Register of Deeds of Forsyth County, and the special fund created for said Clerk of Superior Court's office so as to provide for an increase in the salary of said Register of Deeds.

H. B. 604. An Act to authorize the Board of County Commissioners of Polk County to fix the salary of the Deputy Sheriff and to provide expense allowances for the Sheriff of said county.

H. B. 611. An Act to amend the Charter of the City of Kinston.

H. B. 612. An Act to provide better court facilities for Lenoir County, North Carolina.

H. B. 719. An Act to amend Chapter 666 of the Session Laws of 1959 relating to the Industrial Development Commission of Martin County.

On motion of Representative McLaughlin, duly seconded, the House adjourns in memory of Dr. P. L. Choate of Sparta, North Carolina, brother of Representative Choate, to meet tomorrow at 12 o'clock Noon.

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## EIGHTY-FIFTH DAY

HOUSE OF REPRESENTATIVES

Wednesday, May 17, 1961

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hunt.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Jones, for the Committee on the Journal, reports the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Rodenbough, the following from Stokes County are made honorary pagettes and pages, respectively: Norma Jean Ashburn, Elaine Booth, Linda Booth, Doris Kay Frye, Gaynell Hamm, Mary Faye Lawson, Kay Simmons, Janice Stevens, Doris Ann Tilley, Judy Vaden, Kay Wright, Leona Young, Shirley Montgomery, Cary Beasley, Steve Collins, Ted East, Larry Hamm, Carlton Lawson, Sammy Martin, Wendell McKinney, Don Mitchell, Paul Ray Sisk, David Smith, Fred Vaden, Norman Vaden, Gary Venable, Elder Smith, Edwin Madison Taylor, Jr. and Spotswood Tuttle Taylor.

On motion of Representative Womble, David Earl Womble of Durham County is made an honorary page of the House of Representatives.

On motion of Representative High, the courtesies of the floor are extended the Honorable T. Lacy McBryde, a former member of the House of Representatives from Cumberland County.

On motion of Representative Godwin, H. B. 636 entitled, "a bill to be entitled an act to amend the General Statutes relating to the inspection of ice cream plants, creameries and cheese factories" is recalled from the Engrossing office; the vote by which the bill passed its third reading is reconsidered and the vote by which the amendment was adopted is reconsidered.

On motion of Representative Godwin the bill is placed on the Calendar for Tuesday, May 23, 1961.

#### REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Representative Bell, for the Committee on Conservation and Development.

H. B. 642, a bill to be entitled an act to amend Chapter 593 of the Session Laws of 1951 with regard to powers and duties of the Tar River Port Commission.

With a favorable report.

H. B. 678, a bill to be entitled an act to amend General Statutes 143-284 relating to appointment of members of the John H. Kerr Reservoir Development Commission.

With a favorable report.

H. B. 681, a bill to be entitled an act to amend Article 21 of Chapter 153 of the General Statutes relating to the Western North Carolina Regional Planning Commission.

With a favorable report.

By Representative Zollicoffer, for the Committee on Constitutional Amendments.

H. B. 195, a bill to be entitled an act to amend Articles II and III of the Constitution of North Carolina with respect to succession to elective State executive offices, the appointment of acting officers in certain instances, and the determination of the incapacity of elected State executive officers to perform the duties of their offices.

With an unfavorable report.

H. B. 348, a bill to be entitled an act to amend Article III, Section 12, and Article XIV, Section 6, of the Constitution of North Carolina, for the purpose of authorizing the General Assembly to provide for succession to the office of Governor and other State officers in case of war, catastrophe or other emergencies and to provide temporary seats of government.

With an unfavorable report.

S. B. 154, a bill to be entitled an act to amend Articles II, III and XIV of the Constitution of North Carolina with respect to succession to elective State executive offices, the appointment of acting officers in certain instances, the determination of the incapacity of elected State executive officers to perform the duties of their offices, and fixing a permanent seat of government.

With a favorable report.

By Representative Jordan, for the Committee on Counties, Cities and Towns.

H. B. 510, a bill to be entitled an act to amend General Statutes 160-173 relating to mandatory re-zoning by municipalities at intersections.

With a favorable report.

H. B. 652, a bill to be entitled an act relating to the compensation of certain officials in Gates County.

With a favorable report.

H. B. 653, a bill to be entitled an act relating to the fees of the Register of Deeds of Gates County.

With a favorable report.

H. B. 665, a bill to be entitled an act to incorporate the Town of Crouse in Lincoln County.

With a favorable report.

H. B. 677, a bill to be entitled an act to create a law enforcement Officers' Relief Fund for the Peace Officers Association of Bladen County.

With a favorable report.



H. B. 723, a bill to be entitled an act to extend the jurisdiction of police officers of the Town of Weaverville in Buncombe County.

With a favorable report.

H. B. 727, a bill to be entitled an act to authorize the County Board of Education of Yadkin County to sell certain real property at private sale.

With a favorable report.

House Committee Substitute for S. B. 158, a bill to be entitled an act relating to the authority of the County Commissioners of Bladen County to fix the salaries of County officials of said County.

With an unfavorable report as to bill, favorable as to committee substitute bill.

On motion of Representative Jordan the substitute bill is adopted.

S. B. 235, a bill to be entitled an act to amend General Statutes 160-453.24, relating to the extension of corporate limits in Edgecombe and Nash Counties.

With a favorable report.

S. B. 261, a bill to be entitled an act to authorize and empower Blowing Rock, Boone and Watauga County to jointly establish and maintain an airport and to create the Watauga Airport Commission.

With a favorable report.

By Representative Wicker, for the Committee on Finance.

H. B. 544, a bill to be entitled an act to amend General Statutes 20-88 to provide that the principal fee for the registration of property-carrying vehicles operated in combination be placed on the power unit of such combination and that a fee of \$3.00 be imposed on trailers and semi-trailers.

With a favorable report.

H. B. 634, a bill to be entitled an act to amend General Statutes 105-422, regarding the refund of tax sales certificates, so as to exclude Davie County.

With a favorable report.

H. B. 672, a bill to be entitled an act to authorize the County Commissioners of Hyde County to levy a special tax to meet the expense of revaluation of property for ad valorem tax purposes.

With a favorable report.

H. B. 673, a bill to be entitled an act to authorize the County Commissioners of Hyde County to levy a special tax for the enlarging of the Hyde County courthouse.

With a favorable report.

H. B. 708, a bill to be entitled an act to provide for an election in the Community of Wanchese on the question of creating the Wanchese Community Center District and for the levy and collection of an ad valorem tax for repair, maintenance, operation, etc. of a Community Center Building.

With a favorable report.

H. B. 728, a bill to be entitled an act to amend Chapter 402 of the 1953 Session Laws relating to the sources of revenue for the Peace Officers' Relief Fund of Martin, Tyrrell and Washington Counties.

With a favorable report.

H. B. 729, a bill to be entitled an act to amend Chapter 212, Session Laws of 1959, relating to authorization of counties to call elections on the question of levying taxes for industrial development purposes, making the same apply to Harnett County as modified.

With a favorable report.

S. B. 83, a bill to be entitled an act to change gasoline tax refunds under General Statutes 105-446 from a calendar year basis to a fiscal year basis and to delete the requirement that applicants file statements with respect to the filing of income tax returns.

With a favorable report.

By Representative Lloyd, for the Committee on Senatorial Districts.

H. B. 462, a bill to be entitled an act to amend General Statutes 120-1 with regard to apportionment of the counties among the senatorial districts.

With an unfavorable report.

By Representative Hicks, for the Committee on State Government.

H. B. 408, a bill to be entitled an act to provide for the government of the North Carolina Museum of Art.

With a favorable report, as amended.

H. B. 501, a bill to be entitled an act to amend Chapter 132 of the General Statutes to clarify the authority of the State Department of Archives and History to conduct a records management and preservation program.

With a favorable report.

On motion of Representative Hicks the bill is recommitted to Committee on Appropriations.

H. B. 633, a bill to be entitled an act relating to salary and collection of fees by the private secretary to the Governor.

With a favorable report.

## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representative Byrum:

H. B. 751, a bill to be entitled an act to appropriate funds to provide for the preservation, maintenance and operation of the Cupola House and the Penelope Barker House in Chowan County.

Referred to Committee on Appropriations.

By Representative Potts:

H. B. 752, a bill to be entitled an act to provide for the transfer of trust assets into another trust for the same purpose and beneficiaries.

Referred to Committee on Judiciary No. 2.

And,

H. B. 753, a bill to be entitled an act to amend General Statutes 33-71 with regard to powers of custodians under the Uniform Gifts to Minors Act.

Referred to Committee on Judiciary No. 2.

By Representative Riggs:

H. B. 754, a bill to be entitled an act relating to mosquito control in Onslow County.

Referred to Committee on Health.

And,

H. B. 755, a bill to be entitled an act to fix the compensation of the Board of County Commissioners of Onslow County.

Referred to Committee on Salaries and Fees.

And,

H. B. 756, a bill to be entitled an act to amend General Statutes 18-39(f) relating to the size of containers of alcoholic beverages sold through the Board of Alcoholic Control of Onslow County.

Referred to Committee on Propositions and Grievances.

By Representative Vaughn:

H. B. 757, a bill to be entitled an act to extend the jurisdiction of police officers of the Town of Mayodan in Rockingham County.

Referred to Committee on Local Government.

And,

H. B. 758, a bill to be entitled an act to change the style of the name of the Town of Leaksville to City of Leaksville in Rockingham County.



Referred to Committee on Local Government.

By Representative Satterfield:

H. B. 759, a bill to be entitled an act to require the County Commissioners of Person County to appoint a county administrative officer.

Referred to Committee on Counties, Cities and Towns.

By Representative Fearing:

H. B. 760, a bill to be entitled an act to amend Chapter 220 of the Session Laws of 1953, the same being the Charter of the Town of Kill Devil Hills, so as to increase the number of Commissioners of said Town from three to five.

Referred to Committee on Local Government.

And,

H. B. 761, a bill to be entitled an act to amend General Statutes 31-27 with regard to the recording of wills of non-residents.

Referred to Committee on Judiciary No. 2.

And,

H. B. 762, a bill to be entitled an act to validate wills of non-residents which have been recorded but the exemplification or certificate of which does not contain affirmative evidence of the execution thereof.

Referred to Committee on Judiciary No. 2.

By Representatives Everett, Frink, Cohoon, Coates and Wooten:

H. B. 763, a bill to be entitled an act to amend the Constitution of North Carolina to provide for the election of one Senator from each county, to provide for the compulsory reapportionment of the members of the House of Representatives after each Federal census, and to apportion the membership of the House of Representatives.

Referred to Committee on Elections and Election Laws.

By Representatives Calder, Wooten and Taylor:

H. B. 764, a bill to be entitled an act to amend General Statutes 160-453.11 and General Statutes 160-453.23 so as to extend the effective date of municipal annexation by election to July 1, 1962.

Referred to Committee on Judiciary No. 1.

By Representative Crawford:

H. B. 765, a bill to be entitled an act relating to the punishment for public drunkenness in Buncombe County.

Referred to Committee on Judiciary No. 2.

By Representative Jackson:

H. B. 766, a bill to be entitled an act relating to town officers and municipal elections in the Town of Winton in Hertford County.

Referred to Committee on Local Government.

By Representative Simpson:

H. B. 767, a bill to be entitled an act to authorize the Board of Commissioners of the Town of Valdese to appropriate and pay funds to the Valdese Community Center.

Referred to Committee on Counties, Cities and Towns.

By Representatives Newman and McPherson:

H. B. 768, a bill to be entitled an act to amend General Statutes 153-9 relating to the power of the Boards of County Commissioners to promote farm soil conservation work.

Referred to Committee on Agriculture.

By Representative Whitehurst, Hunt, Kemp, Hines and Osteen:

H. R. 769, a joint resolution extending thanks and appreciation to Mr. and Mrs. John A. Kellenberger and others upon the dedication of the Maude Moore Latham Memorial Garden at the Tryon Palace Restoration.

On motion of Representative Whitehurst the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representatives Wood, Drummond and Hamrick:

H. B. 770, a bill to be entitled an act to amend Chapter 402 of the Session Laws of 1947 relating to the establishment of Winston-Salem Firemen's Retirement Fund Association.

Referred to Committee on Counties, Cities and Towns.

By Representatives Henley and High:

H. B. 771, a bill to be entitled an act to amend Chapter 316 of the 1943 Session Laws relating to the taxation and regulation of professional bondsmen in Cumberland County.

Referred to Committee on Judiciary No. 2.

By Representative Vaughn:

H. B. 772, a bill to be entitled an act to create a peace officers' relief fund for the County of Rockingham.

Referred to Committee on Local Government.

By Representatives Galifianakis and Brooks:

H. B. 773, a bill to be entitled an act relating to the certification and regulation of the business of servicing and installing radio, television and other home electronic devices and equipment, and to prescribe penalties for the violating thereof.

Referred to Committee on Judiciary No. 1.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 146, a bill to be entitled an act to amend General Statutes 105-296 relating to tax exempt real property.

Referred to Committee on Judiciary No. 1.

S. B. 249, a bill to be entitled an act to provide for the licensing of private detectives in North Carolina.

Referred to Committee on Judiciary No. 2.

S. B. 278, a bill to be entitled an act to amend Chapter 1235 of the 1959 Session Laws rewriting General Statutes 47-30 and General Statutes 47-32 relating to plats, subdivision, and land surveys so as to provide said act shall not apply to Carteret and Granville Counties.

Referred to Committee on Judiciary No. 1.

S. R. 310, a joint resolution honoring the memory of Luther Thompson Hartsell, Jr., former State Senator from Cabarrus County.

On motion of Representative Boger the rules are suspended and the bill is placed on its immediate passage.

Passes its second and third readings and is ordered enrolled.

#### MINORITY REPORT

H. B. 234, a bill to be entitled an act to amend Section 95-88 of the General Statutes pertaining to minimum wages.

Representative Kennedy moves adoption of Minority Report.

Representative Dolley calls for the "Ayes" and "Noes" and the call is sustained.

The Minority Report is adopted by the following vote and the bill is placed on the Calendar for consideration on May 18, 1961 as a Special Order.

Those voting in the affirmative are: Representatives Andrews, Belk, Blue, Boger, Calder, Coffey, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Efrd, Ferrell, Fletcher, Frink, Galifianakis, Garner, Greenwood, Gregory of Harnett, Hamrick, Harding, Harris of Rowan, Henley, High, Hill, Hines, Jackson, Jordan, Kennedy, Lane, Leatherman, Lloyd, Martin, McLaughlin, McMillan of Wake, Nicholson, Osteen, Owens, Phelps, Pickard, Potts, Ramsey, Randall,



Reid, Riggs, Rodenbough, Satterfield, Simpson, Slagle, Snyder, Speed, Story, Taylor, Thornburg, Umstead, Vaughn, Vogler, Wall, West of Clay, Wicker, Williamson, Womble, and Wood—66.

Those voting in the negative are: Representatives Arledge, Barbee, Braswell, Britt, Byrum, Coates, Cohoon, Eagles, Everett, Fearing, Felmet, Godwin, Green, Gregory of Halifax, Griggs, Hargett, Holcombe, Isaac, Jones, Kerr, Kiser, Leatherwood, Lupton, McFadyen, McMillan of Robeson, McPherson, Murphy, Newman, Peel, Spruill, Watkins, Whitehurst, Wilson, Woodard of Northampton, Wooten, and Zollicoffer—36.

The following pairs are announced: Were Representative Choate present he would vote "Aye", Representative Hardy votes "Noe". Were Representative Hawfield present he would vote "Aye", Representative Woodard of Wilson votes "Noe". Representative Hicks votes "Aye". Were Representative Wallace present he would vote "Noe". Were Representative Thomas present he would vote "Aye", Representative Johnson votes "Noe". Were Representative Brooks present he would vote "Aye", Representative Palmer votes "Noe".

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 631, a bill to be entitled an act relating to jail fees in Randolph County.

On motion of Representative Garner, the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 684, a bill to be entitled an act requiring that all deeds, deeds of trust and mortgages on real estate accepted for probate and registration in Macon County shall show thereon the name of the draftsman and the source of the title.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 688, a bill to be entitled an act to permit professional bondsmen who are officers of a duly authorized Life Saving and Rescue Squad to serve also as deputy sheriffs.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 690, a bill to be entitled an act to authorize the County Commissioners of Cumberland County to convey property to the State or its agencies.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 694, a bill to be entitled an act to amend Chapter 1213 of the Session Laws of 1953, which amends General Statutes 14-269, relating to the disposition of confiscated pistols or guns in Halifax County so as to authorize the sale of confiscated shotguns.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 709, a bill to be entitled an act authorizing the Towns of La Grange and Pink Hill to use the Lenoir County Loose-Leaf Registration System for the registration of voters and acceptance of registration applications.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 710, a bill to be entitled an act relating to the election of the Mayor and members of the Board of Town Commissioners of Benson in Johnston County.

On motion of Representative Thomas, the Committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 732, a bill to be entitled an act to amend Chapter 57 of the Session Laws of 1959 relating to the letting of public contracts for school construction purposes in Brunswick County.

Passes its second and third readings and is ordered sent to the Senate.

S. B. 214, a bill to be entitled an act to amend General Statutes 163-175 relating to single shot voting so as to make paragraph 6 thereof inapplicable to Stokes County.

Passes its second and third readings and is ordered enrolled.

S. B. 247, a bill to be entitled an act to amend General Statutes 153-10 relating to the authority of the County Commissioners of Wayne County to interdict certain shows.

Passes its second and third readings and is ordered enrolled.

Senate Committee Substitute for H. B. 208, a bill to be entitled an act to amend General Statutes 15-25.1 so as to authorize the use of search warrants in connection with stimulant drugs.

On motion of Representative Everett, the Senate Committee Substitute is adopted, constituting the first reading.

Passes its second and third readings and is ordered enrolled.

H. B. 519, a bill to be entitled an act to change the charge for combination hunting and fishing licenses, county hunting licenses, and county fishing licenses, and to increase issuance fees for license sales to make them uniform.

On motion of Representative Johnson, consideration of the bill is postponed until Tuesday, May 23, 1961.

H. B. 239, a bill to be entitled an act to amend the Motor Vehicle Safety and Financial Responsibility Act by providing for cancellation of policies upon conviction of certain violations.

The bill failed to pass third reading.

## ENROLLED BILLS

Representative Britt, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 716. A Joint Resolution honoring the life and memory of John R. Morris who served his State and County with honor, devotion and distinction.

H. R. 735. A Joint Resolution honoring the life and memory of R. Jennings White who rendered his County of Northampton, State of North Carolina, and the Nation service with honor and distinction.

S. B. 228. An Act to amend Article 2 of Chapter 90 of the General Statutes of North Carolina relating to the practice of dentistry.

H. B. 423. An Act to revise, reorganize and amend the Charter of the City of Goldsboro, North Carolina.

H. B. 551. An Act to fix the compensation of jurors and court officers in Johnston County.

H. B. 563. An Act to provide for the listing of dogs and a kennel tax in Pasquotank County.

H. B. 614. An Act rewriting Section 1 of Chapter 771, Session Laws of 1957, so as to fix the Corporate limits of the Town of Bethel in Pitt County.

On motion of Representative Murphy, the House adjourns to meet tomorrow at 12 o'clock Noon.

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EIGHTY-SIXTH DAY

HOUSE OF REPRESENTATIVES  
Thursday, May 18, 1961

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hunt.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Hill, for the Committee on the Journal, reports the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

A leave of absence is granted Representative Harding for Friday, May 19, 1961.

On motion of Representative Wicker, H. B. 535, entitled "a bill to be entitled an act to increase to nine cents the mileage allowance for the use of personal automobiles of state employees required to travel on official



state business", is taken from the Committee on Finance and re-referred to the Committee on Appropriations.

On motion of Representative Calder, Vickie Wilson, Abigail Wilson, and Pickard Wilson, III, of New Hanover County are made honorary pagettes and page, respectively, of the House of Representatives.

Mr. Speaker Hunt makes Robbie Greene, Dickie Cuchworth, John T. Manning, John J. Higgins, Hank Bondurant, Dickie Horney, and David Higgins of Guilford County honorary pages of the House of Representatives.

#### ENGROSSED BILLS

Representative Thomas, for the Committee on Engrossed Bills, reports the following bill has been carefully considered, found properly engrossed, and asks that it be sent to the Senate.

It is so ordered.

H. B. 710, a bill to be entitled an act relating to the election of the Mayor and members of the Board of Town Commissioners of Benson in Johnston County.

#### REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Representative Crawford, for the Committee on Judiciary No. 2.

H. B. 529, a bill to be entitled an act to validate actions heretofore taken in relation to sanitary districts, including the creation thereof, the issuance of bonds thereby, and the appointment or election of members of the governing boards thereof.

With a favorable report, as amended.

H. B. 718, a bill to be entitled an act to amend Chapter 265 of the 1959 Session Laws relating to the meeting of the County Board of Equalization and Review of Alamance County.

With a favorable report.

H. B. 724, a bill to be entitled an act to increase the maximum punishment for safe-cracking and safe robbery.

With a favorable report.

H. B. 750, a bill to be entitled an act to amend General Statutes 153-266.22 making Article 20B of Chapter 153 of the General Statutes applicable to Onslow County.

With a favorable report.

H. B. 765, a bill to be entitled an act relating to the punishment for public drunkenness in Buncombe County.

With a favorable report.

H. B. 771, a bill to be entitled an act to amend Chapter 316 of the 1943 Session Laws relating to the taxation and regulation of professional bondsmen in Cumberland County.

With a favorable report.

By Representative Wooten, for the Committee on Judiciary No. 1.

H. R. 733, a joint resolution memorializing the President, the Vice President, and members of the Congress of the United States to use all their power and influence to steer the use of atomic and nuclear energy toward peaceful purposes.

With a favorable report.

H. B. 746, a bill to be entitled an act to authorize the recovery of civil damages due to the malicious or wilful destruction of property by minors.

With a favorable report.

S. B. 216, a bill to be entitled an act to amend Chapter 47 of the General Statutes relating to plats, subdivisions, and land surveys and recording of same.

With a favorable report.

S. B. 217, a bill to be entitled an act to amend Chapter 47 of the General Statutes relating to plats, subdivisions, and land surveys and recording of same.

With a favorable report.

By Representative Gregory of Harnett, for the Committee on Salaries and Fees.

H. B. 399, a bill to be entitled an act to authorize the Sheriff of Henderson County to appoint and fix the compensation of two additional deputy sheriffs.

With a favorable report.

H. B. 680, a bill to be entitled an act to amend General Statutes 151-4 as it relates to the compensation of the Constable of Henderson Township in Vance County.

With a favorable report.

H. B. 687, a bill to be entitled an act to amend Chapter 1136, Session Laws of 1957, relating to the salary of the Clerk of Superior Court of Guilford County.

With a favorable report.

H. B. 706, a bill to be entitled an act fixing the fees to be charged by the Register of Deeds of Jones County.

With a favorable report.

H. B. 731, a bill to be entitled an act regulating the fees to be charged by Justice of the Peace in Onslow County.

With a favorable report.

H. B. 742, a bill to be entitled an act designating the Register of Deeds of Person County as County Purchasing Agent and increasing the salary of the Register of Deeds of Person County.

With a favorable report.

H. B. 748, a bill to be entitled an act to amend General Statutes 152-5 relating to the compensation of the Coroner of Graham County.

With a favorable report.

H. B. 755, a bill to be entitled an act to fix the compensation of the Board of County Commissioners of Onslow County.

With a favorable report.

By Representative Harris of Wake, for the Committee on Local Government.

H. B. 666, a bill to be entitled an act to amend Chapter 144, Public-Local and Private Laws of 1937, relating to compensation and qualifications of members of the Civil Service Commission of the City of High Point.

With a favorable report.

H. B. 667, a bill to be entitled an act to amend General Statutes 118-7 to require the trustees to make deposits of sums in excess of fifteen thousand dollars to the custodian of the Firemen's Pension and Disability Fund in the City of High Point.

With a favorable report.

H. B. 668, a bill to be entitled an act to amend Chapter 680, Session Laws of 1959, relating to Firemen's Pension and Disability Fund in the City of High Point.

With a favorable report.

H. B. 676, a bill to be entitled an act to amend General Statutes 153-266.22, as the same appears in the 1959 Supplement, relating to zoning ordinances and regulations.

With a favorable report.

H. B. 679, a bill to be entitled an act to amend Chapter 229, Session Laws of 1957, relating to fees for jail operation in Vance County.

With a favorable report.

H. B. 697, a bill to be entitled an act to amend Chapter 1006 of the 1959 Session Laws relating to zoning ordinances in areas outside the zoning jurisdiction of municipalities so as to make the same applicable to Martin County.



With a favorable report.

H. B. 698, a bill to be entitled an act to amend Chapter 1007 of the 1959 Session Laws relating to regulation of subdivisions so as to make the same applicable to Martin County.

With a favorable report.

H. B. 700, a bill to be entitled an act to amend Chapter 204 of the Private Laws of 1915 and Chapter 1066 of the Session Laws of 1953 relating to the Charter of the Town of Richfield in Stanly County.

With a favorable report.

H. B. 701, a bill to be entitled an act authorizing the Town of Scotland Neck to render maintenance services on cemetery driveways which are owned by local churches.

With a favorable report.

H. B. 730, a bill to be entitled an act to authorize the Board of County Commissioners of Harnett County to appoint two additional rural law enforcement officers.

With a favorable report.

H. B. 736, a bill to be entitled an act to authorize the Board of County Commissioners of Union County to fix the compensation of Superior Court jurors.

With a favorable report.

H. B. 737, a bill to be entitled an act relating to the drawing of jurors in Union County.

With a favorable report.

S. B. 288, a bill to be entitled an act to amend the Charter of the Town of Rhodhiss in the Counties of Burke and Caldwell.

With a favorable report.

By Representative Watkins, for the Committee on Manufacturers and Labor.

H. B. 702, a bill to be entitled an act to amend General Statutes 95-86 relating to minimum wages of salesmen, taxicab drivers and operators.

With a favorable report.

S. B. 136, a bill to be entitled an act regulating the transportation of migratory farm workers.

With a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representative Peel:

H. B. 774, a bill to be entitled an act to amend Chapter 666 of the Session Laws of 1959 relating to the Industrial Development Commission of Martin County and its expenditure of gifts.

On motion of Representative Peel the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representative Martin:

H. B. 775, a bill to be entitled an act to amend General Statutes 47-30 relating to mapping requirements by exempting Davie County from the requirements that map lines shall be made by horizontal measurements.

Referred to Committee on Local Government.

By Representative Potts:

H. B. 776, a bill to be entitled an act to rewrite General Statutes 14-287 relating to unused and exposed wells.

Referred to Committee on Judiciary No. 2.

And,

H. B. 777, a bill to be entitled an act to amend General Statutes 6-52 relating to fees of witnesses in Transylvania County.

Referred to Committee on Judiciary No. 2.

By Representative Slagle:

H. B. 778, a bill to be entitled an act to establish the compensation to be paid to the members of the Board of Commissioners of Mitchell County.

Referred to Committee on Salaries and Fees.

And,

H. B. 779, a bill to be entitled an act to provide for the compensation of the Treasurer-Tax Collector of Mitchell County.

Referred to Committee on Salaries and Fees.

By Representatives Murphy, Johnson, Hargett, Delamar, Braswell, Woodard of Northampton, Whitehurst, Riggs, Newman, and McPherson:

H. B. 780, a bill to be entitled an act to divide North Carolina into eleven congressional districts.

Referred to Committee on Congressional Districts.

By Representatives Davis of Rowan and Harriss of Rowan:

H. B. 781, a bill to be entitled an act to provide for the systematic advertising of the resources and advantages of Rowan County and to authorize expenditures therefor.

Referred to Committee on Judiciary No. 2.

And,

H. B. 782, a bill to be entitled an act to repeal Chapter 212 of the Public-Local Laws of 1941 relating to appropriations to the Samuel C. Hart Post, American Legion, for charity work.

Referred to Committee on Judiciary No. 2.

By Representative Jackson:

H. B. 783, a bill to be entitled an act to regulate fox hunting in Hertford County.

Referred to Committee on Wildlife Resources.

And,

H. B. 784, a bill to be entitled an act to provide for the appointment of an assistant coroner by the Board of County Commissioners of Hertford County.

Referred to Committee on Local Government.

By Representative Henley:

H. B. 785, a bill to be entitled an act to require county and city boards of education to defend in good faith tort claims in excess of \$1,000.00 based on alleged negligence of drivers of public school buses, and to make the Tort Claim Act applicable to school transportation service vehicles.

Referred to Committee on Education.

By Representative Satterfield:

H. B. 786, a bill to be entitled an act to authorize the Sheriff of Person County to appoint special officers at the request of citizens operating business establishments.

Referred to Committee on Counties, Cities and Towns.

By Representative Griggs:

H. B. 787, a bill to be entitled an act to amend General Statutes 153-152 so as to authorize the Currituck County Board of Commissioners to levy a special tax for support of the poor of said county.

Referred to Committee on Finance.

By Representative Cohoon:

H. B. 788, a bill to be entitled an act to increase the compensation of the Clerk of Superior Court and the Register of Deeds of Tyrrell County.

Referred to Committee on Salaries and Fees.



By Representative Nicholson:

H. B. 789, a bill to be entitled an act to prohibit any person from hunting deer with a rifle having a bore larger than twenty-two (.22) caliber in Richmond County.

Referred to Committee on Wildlife Resources.

By Representatives Crawford, Jordan and Greenwood:

H. B. 790, a bill to be entitled an act adopting official record of uncollected taxes for the years 1951 through 1958 for the County of Buncombe and the City of Asheville.

Referred to Committee on Judiciary No. 2.

By Representative Dolley:

H. B. 791, a bill to be entitled an act to revise the Charter of the Town of Dallas in Gaston County, North Carolina.

On motion of Representative Dolley the rules are suspended and the bill passes first reading and is placed on the Calendar.

By Representative Hines:

H. B. 792, a bill to be entitled an act to reduce the privilege license tax upon real estate auctioneers.

Referred to Committee on Finance.

By Representative Arledge:

H. B. 793, a bill to be entitled an act to amend General Statutes 7-70 relating to the terms of Superior Court to be held in Polk County.

Referred to Committee on Courts and Judicial Districts.

By Representative Whitehurst:

H. R. 794, a joint resolution expressing appreciation for the hospitality of Major General Ralph K. Rottet, Commanding Officer of the Second Marine Aircraft Wing, Brigadier General Frank C. Tharin, Commanding Officer of the United States Marine Corp Air Station, Cherry Point, and the men of their command.

On motion of Representative Whitehurst the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills which are read the first time and disposed of as follows:

H. B. 224, a bill to be entitled an act to amend the North Carolina Drivers' Point System so as to revise the point values for certain offenses; to increase to three years the period during which the maximum number of points can be accumulated; and to provide for consideration of out-of-state convictions in driver point accumulations.

Returned for concurrence.

On motion of Representative Belk the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 562, a bill to be entitled an act to amend Chapter 741 of the Session Laws of 1959 relating to the Chairman and members of the Board of County Commissioners of Union County.

Returned for concurrence.

On motion of Representative Hawfield the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 579, a bill to be entitled an act to amend General Statutes 1-478 relating to defendant's undertaking for replevy under claim and delivery.

Returned for concurrence.

On motion of Representative Harriss of Rowan the House concurs in the Senate amendment and the bill is ordered enrolled.

S. B. 290, a bill to be entitled an act to amend General Statutes 9-19 relating to exemptions from jury duty.

Referred to Committee on Judiciary No. 2.

S. B. 291, a bill to be entitled an act to amend General Statutes 14-286 relating to giving of false fire alarms and molesting fire alarm systems.

Referred to Committee on Counties, Cities and Towns.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 665, a bill to be entitled an act to incorporate the Town of Crouse in Lincoln County.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efrd, Everett, Felmet, Ferrell, Fletcher, Galifanakis, Garner, Godwin, Green, Greenwood, Gregory of Harnett, Griggs, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Leatherman, Leather-

wood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Simpson, Slagle, Snyder, Spruill, Story, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—108.

Those voting in the negative are: None.

H. B. 672, a bill to be entitled an act to authorize the County Commissioners of Hyde County to levy a special tax to meet the expense of revaluation of property for ad valorem tax purposes.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efrd, Everett, Felmet, Ferrell, Fletcher, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Harnett, Griggs, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Simpson, Slagle, Snyder, Spruill, Story, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—108.

Those voting in the negative are: None.

H. B. 673, a bill to be entitled an act to authorize the County Commissioners of Hyde County to levy a special tax for the enlarging of the Hyde County Courthouse.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efrd, Everett, Felmet, Ferrell, Fletcher, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Harnett, Griggs, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen,



Owens, Palmer, Peel, Phelps, Pickard, Potts, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Simpson, Slagle, Snyder, Spruill, Story, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—108.

Those voting in the negative are: None.

H. B. 708, a bill to be entitled an act to provide for an election in the Community of Wanchese on the question of creating the Wanchese Community Center District and for the levy and collection of an ad valorem tax for repair, maintenance, operation, etc., of a Community Center Building.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efird, Everett, Felmet, Ferrell, Fletcher, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Harnett, Griggs, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Simpson, Slagle, Snyder, Spruill, Story, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—108.

Those voting in the negative are: None.

H. B. 728, a bill to be entitled an act to amend Chapter 402 of the 1953 Session Laws relating to the sources of revenue for the Peace Officers' Relief Fund of Martin, Tyrrell and Washington Counties.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efird, Everett, Felmet, Ferrell, Fletcher, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Harnett, Griggs, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen,

Owens, Palmer, Peel, Phelps, Pickard, Potts, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Simpson, Slagle, Snyder, Spruill, Story, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—108.

Those voting in the negative are: None.

H. B. 729, a bill to be entitled an act to amend Chapter 212, Session Laws of 1959, relating to authorization of counties to call elections on the question of levying taxes for industrial development purposes, making the same apply to Harnett County as modified.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efird, Everett, Felmet, Ferrell, Fletcher, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Harnett, Griggs, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Simpson, Slagle, Snyder, Spruill, Story, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—108.

Those voting in the negative are: None.

S. B. 235, a bill to be entitled an act to amend General Statutes 160-453.24 relating to the extension of corporate limits in Edgecombe and Nash Counties.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efird, Everett, Felmet, Ferrell, Fletcher, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Harnett, Griggs, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Ramsey, Randall, Reid, Riggs,



Rodenbough, Satterfield, Simpson, Slagle, Snyder, Spruill, Story, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—108.

Those voting in the negative are: None.

S. B. 261, a bill to be entitled an act to authorize and empower Blowing Rock, Boone and Watauga County to jointly establish and maintain an airport and to create the Watauga Airport Commission.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efrid, Everett, Felmet, Ferrell, Fletcher, Galifanakis, Garner, Godwin, Green, Greenwood, Gregory of Harnett, Griggs, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Simpson, Slagle, Snyder, Spruill, Story, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—108.

Those voting in the negative are: None.

H. B. 634, a bill to be entitled an act to amend General Statutes 105-422 regarding the refund of tax sales certificates so as to exclude Davie County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 652, a bill to be entitled an act relating to the compensation of certain officials in Gates County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 653, a bill to be entitled an act relating to the fees of the Register of Deeds of Gates County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 677, a bill to be entitled an act to create a Law Enforcement Officers' Relief Fund for the Peace Officers Association of Bladen County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 723, a bill to be entitled an act to extend the jurisdiction of police officers of the Town of Weaverville in Buncombe County.



Passes its second and third readings and is ordered sent to the Senate.

H. B. 727, a bill to be entitled an act to authorize the County Board of Education of Yadkin County to sell certain real property at private sale.

Passes its second and third readings and is ordered sent to the Senate.

House Committee Substitute for S. B. 158, a bill to be entitled an act relating to the authority of the County Commissioners of Bladen County to fix the salaries of county officials of said county.

Passes its second and third readings and is sent to the Senate for concurrence in House Committee substitute bill.

H. B. 234, a bill to be entitled an act to amend Section 95-88 of the General Statutes pertaining to minimum wages.

On motion of Representative Kennedy the committee amendment is adopted.

Representative Courtney offers an amendment which is adopted.

Representative Johnson offers an amendment.

Representative Dolley moves the amendment lie upon the table. The motion prevails.

Representative Wilson offers an amendment.

Representative McLaughlin moves the amendment lie upon the table. The motion prevails.

Representative Courtney calls the previous question. The call is sustained.

Representative Courtney calls for the "Ayes" and "Noes". The call is sustained.

The bill passes its second reading by the following vote:

Those voting in the affirmative are: Representatives Arledge, Belk, Bell, Blue, Boger, Braswell, Brooks, Coffey, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Efrid, Everett, Felmet, Ferrell, Fletcher, Galifianakis, Garner, Greenwood, Hamrick, Harding, Hardy, Harriss of Rowan, Harris of Wake, Hawfield, Henley, High, Hill, Hines, Holcombe, Isaac, Jackson, Jones, Jordan, Kemp, Kennedy, Leatherman, Leatherwood, Lloyd, Martin, McLaughlin, McMillan of Wake, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Simpson, Slagle, Snyder, Speed, Spruill, Story, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Womble, Wood, Woodard of Wilson, and Zollicoffer—82.

Those voting in the negative are: Representatives Barbee, Byrum, Cohoon, Cook, Eagles, Godwin, Hargett, Johnson, Kiser, Lane, Lupton, McFadyen, McMillan of Robeson, McPherson, Newman, Wallace, Wilson, Woodard of Northampton, and Wooten—19.

The following pairs are announced: Were Representative Andrews present he would vote "Aye", Representative Britt votes "Noe"; Representative Calder votes "Aye", were Representative Murphy present he would vote "Noe"; were Representative Gregory of Harnett present he would vote "Aye", Representative Coates votes "Noe"; were Representative Frink present he would vote "Aye", Representative Kerr votes "Noe"; were Representative Hicks present he would vote "Aye", Representative Williamson votes "Noe".

Representative Peel objects to the third reading.

Representative McLaughlin moves, seconded by Representative Umstead, that the rules be suspended in order that the bill may be placed on its third reading.

The motion fails of adoption.

Representative Peel moves that consideration of the bill be postponed until Tuesday, May 23, 1961.

Representative Courtney offers a substitute motion that the bill be placed as first order of business for Friday, May 19, 1961. This motion fails.

On motion of Representative Peel the bill is placed on the Calendar for Tuesday, May 23, 1961, as special order.

#### ENROLLED BILLS

Representative Britt, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. R. 310. A Joint Resolution honoring the memory of Luther Thompson Hartsell, Jr., former State Senator from Cabarrus County.

S. B. 214. An Act to amend General Statutes 163-175 relating to single shot voting so as to make Paragraph 6 thereof inapplicable to Stokes County.

S. B. 247. An Act to amend General Statutes 153-10 relating to the authority of the County Commissioners of Wayne County to interdict certain shows.

H. B. 208. An Act to amend General Statutes 15-25.1 so as to authorize the use of search warrants in connection with stimulant drugs.

H. B. 418. An Act to amend Chapter 96, General Statutes of North Carolina, as amended, known as the Employment Security Law, to provide for the establishment of certain qualifying conditions to promote a closer attachment to the labor force of claimants; to increase benefit payments; to provide for more liberal termination of employees under the law; to provide for the right of appeal by the Commission in certain cases from judgments of Superior Courts; to increase coverage under the law only to the extent that coverage has been increased under the Federal Unemployment Tax Act; and to further clarify certain provisions of said chapter.

H. B. 438. An Act to amend General Statutes 1-153 so as to permit motions to strike to be heard anywhere within a judicial district.

H. B. 439. An Act to amend General Statutes 1-578 so as to permit motions to be heard anywhere within a judicial district.

H. B. 542. An Act to amend General Statutes 65-13 relating to the removal of graves in the performance of governmental functions by making the Section applicable to the State and its agencies.

H. B. 631. An Act relating to jail fees in Randolph County.

On motion of Representative Byrum, duly seconded, the House adjourns in memory of Mr. W. L. Quinn, father of Representative Dwight Quinn, to meet tomorrow at 10 o'clock A. M.

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## EIGHTY-SEVENTH DAY

HOUSE OF REPRESENTATIVES

Friday, May 19, 1961

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hunt.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Jones, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Wallace, Barbara Lynn Hardy and John Carlton Hardy, daughter and son of Representative Hardy of Greene County, are made honorary pagette and page of the House of Representatives.

A leave of absence is granted Representative Belk for Monday night, May 22, 1961.

### REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Representative Wicker, for the Committee on Finance.

H. B. 12, a bill to be entitled an act to authorize the issuance of six million, one hundred and eighty nine thousand dollars of bonds of the State to provide for Capital Improvements for State Institutions and Agencies.

With a favorable report.



On motion of Representative Wicker the bill is recommitted to Committee on Appropriations.

H. B. 13, a bill to be entitled an act to authorize the issuance of forty-seven million, five hundred and five thousand dollars of bonds of the State to provide for Capital Improvements for State Institutions and Agencies subject to a vote of the qualified voters of the State.

With a favorable report.

On motion of Representative Wicker the bill is recommitted to Committee on Appropriations.

H. B. 554, a bill to be entitled an act to provide for payment of State income tax refunds to the surviving spouse of taxpayer.

With a favorable report.

H. B. 555, a bill to be entitled an act to provide for the payment of Federal income tax refunds of not over two hundred fifty dollars to the surviving spouse of the taxpayer.

With a favorable report.

H. B. 645, a bill to be entitled an act to classify products held for foreign shipment for purposes of property taxation.

With a favorable report, as amended.

H. B. 743, a bill to be entitled an act to amend Chapter 212, Session Laws of 1959, relating to the authorization of the counties to call elections on the question of levying taxes for industrial development purposes, so as to provide the same as amended herein shall apply to Person County.

With a favorable report.

H. B. 744, a bill to be entitled an act to authorize a tax levy in Person County for county building and repair purposes.

With a favorable report.

S. B. 266, a bill to be entitled an act to amend Chapter 153 of the General Statutes so as to authorize a tax levy in Granville County for county building and repair purposes.

With a favorable report.

S. B. 281, a bill to be entitled an act to amend Chapter 462 of the Public-Local Laws of 1937 relating to commissions for collection of taxes in Watauga County.

With a favorable report.

By Representative Womble, for the Committee on Library.

H. B. 524, a bill to be entitled an act to establish a public law library for public officials, courts and others in Pitt County.

With a favorable report.

By Representative Kiser, for the Committee on Teachers' and State Employees' Retirement.

H. B. 481, a bill to be entitled an act to amend Chapter 128 of the General Statutes relating to the North Carolina Local Governmental Employees' Retirement System.

With a favorable report.

H. B. 482, a bill to be entitled an act to amend Chapter 135 of the General Statutes relating to the Teachers' and State Employees' Retirement System and Social Security Referendums.

With a favorable report.

By Representative Wilson, for the Committee on Veteran's Legislation.

H. R. 734, a joint resolution requesting the delegation in the Congress of the United States from North Carolina to support House resolution 3745 to provide for pensions of veterans of World War I.

With a favorable report.

S. B. 213, a bill to be entitled an act providing for the disposition of the balance remaining in the Spanish American War Relief Fund.

With a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representative Umstead:

H. B. 795, a bill to be entitled an act to amend General Statutes 122-7 relating to membership of the Board of Directors of the North Carolina Hospitals Board of Control.

Referred to Committee on Mental Institutions.

By Representatives Crawford, Greenwood, and Jordan:

H. B. 796, a bill to be entitled an act to provide for the creation and enlargement of metropolitan sewerage districts and for the issuance thereby of general obligation bonds and revenue bonds.

Referred to Committee on Finance.

By Representative Newman:

H. B. 797, a bill to be entitled an act to prescribe additional costs to be charged in the Mayor's Court in the Town of Newton Grove, Sampson County.

Referred to Committee on Courts and Judicial Districts.

By Representative Davis of Lenoir:

H. B. 798, a bill to be entitled an act to amend General Statutes 130-95 relating to venereal disease reports.

Referred to Committee on Health.

By Representatives McMillan of Robeson and Britt:

H. B. 799, a bill to be entitled an act to amend Chapter 46, Public-Local Laws of 1917, relating to the county depository of Robeson County.

Referred to Committee on Banks and Banking.

And,

H. B. 800, a bill to be entitled an act to amend Chapter 111, Session Laws of 1951, relating to libraries and facilities in the Superior and Recorder's Courts of Robeson County, North Carolina.

Referred to Committee on Counties, Cities and Towns.

By Representative Osteen:

H. B. 801, a bill to be entitled an act to amend General Statutes 7-41 relating to the election and term of office of judges of the Superior Court.

Referred to Committee on Courts and Judicial Districts.

By Representative Simpson:

H. B. 802, a bill to be entitled an act to submit to the voters of Glen Alpine Graded School District the question of whether the Burke County Board of Elections of the Trustees of Glen Alpine Graded School District shall appoint election officials to conduct the election of trustees of the Glen Alpine Graded School District.

Referred to Committee on Education.

By Representative Delamar and Whitehurst:

H. R. 803, a joint resolution expressing appreciation for the hospitality of the Chamber of Commerce of Smithfield, North Carolina, on May 10, 1961.

On motion of Representative Delamar the rules are suspended and the resolution is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representative Whitehurst:

H. B. 804, a bill to be entitled an act relating to damage to property by dogs in Craven County.

Referred to Committee on Counties, Cities and Towns.

By Representative Thomas:



H. B. 805, a bill to be entitled an act to repeal the law relating to the holding of primary elections in the Town of Benson in Johnston County and to amend Chapter 539 of the Session Laws of 1943 relating to general municipal elections in said Town.

Referred to Committee on Elections and Election Laws.

By Representative Thomas and Coates:

H. B. 806, a bill to be entitled an act to provide for settlement and disbursement of certain funds in the hands of the Clerk of Superior Court of Johnston County as of May 7, 1959.

Referred to Committee on Counties, Cities and Towns.

By Representatives Wood, Drummond, and Hamrick:

H. B. 807, a bill to be entitled an act to amend Section 58-44 of the General Statutes to make same apply to all types of insurance as defined in General Statutes 58-72 of the General Statutes of North Carolina.

Referred to Committee on Insurance.

By Representatives Belk, Vogler, Kennedy, and Hicks:

H. R. 808, a joint resolution commemorating the 186th anniversary of the signing of the Mecklenburg Declaration of Independence.

On motion of Representative Belk the rules are suspended and the resolution is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representatives Harris of Wake, Womble, and McMillan of Wake:

H. B. 809, a bill to be entitled an act to amend General Statutes 2-53 relating to certain powers and duties of the Clerk of the Superior Court of Wake County.

Referred to Committee on Local Government.

By Representatives Belk, Jordan and Harris of Wake:

H. B. 810, a bill to be entitled an act to amend General Statutes 58-254.8 with reference to certain kinds of security for payment of debts.

Referred to Committee on Insurance.

By Representative Wooten:

H. B. 811, a bill to be entitled an act relating to joint ownership of stock, bonds or other securities of domestic and foreign corporations with right of survivorship.

Referred to Committee on Judiciary No. 1.

By Representatives Wooten and Everett:

H. B. 812, a bill to be entitled an act to add a new Article to the Drainage District Law by amending Chapter 156 of the General Statutes to provide for improvements, renovation, enlargement and extension of canals, structures and boundaries and to amend various sections of the Drainage District Law.

Referred to Committee on Judiciary No. 1.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bill which is read the first time and disposed of as follows:

S. B. 303, a bill to be entitled an act to abolish the office of County Treasurer of Gaston County.

Referred to Committee on Local Government.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 665, a bill to be entitled an act to incorporate the Town of Crouse in Lincoln County.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Hamrick, Hardy, Hargett, Harris of Wake, Henley, High, Hill, Hines, Holcombe, Johnson, Jones, Jordan, Kerr, Kiser, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Newman, Osteen, Owens, Palmer, Pickard, Potts, Randall, Reid, Riggs, Rodenbough, Satterfield, Simpson, Slagle, Snyder, Speed, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, Whitehurst, Whitley, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, and Zollicoffer—94.

Those voting in the negative are: None.

H. B. 672, a bill to be entitled an act to authorize the County Commissioners of Hyde County to levy a special tax to meet the expense of revaluation of property for ad valorem tax purposes.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum; Calder, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Hamrick, Hardy, Hargett, Harris of Wake, Henley, High, Hill, Hines, Holcombe, Johnson, Jones, Jordan, Kerr, Kiser, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Newman, Osteen, Owens, Palmer, Pickard, Potts, Randall, Reid, Riggs, Rodenbough, Satterfield, Simpson, Slagle, Snyder, Speed, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, Whitehurst, Whitley, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, and Zollicoffer—94.

Those voting in the negative are: None.

H. B. 673, a bill to be entitled an act to authorize the County Commissioners of Hyde County to levy a special tax for the enlarging of the Hyde County Courthouse.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Hamrick, Hardy, Hargett, Harris of Wake, Henley, High, Hill, Hines, Holcombe, Johnson, Jones, Jordan, Kerr, Kiser, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Newman, Osteen, Owens, Palmer, Pickard, Potts, Randall, Reid, Riggs, Rodenbough, Satterfield, Simpson, Slagle, Snyder, Speed, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, Whitehurst, Whitley, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, and Zollicoffer—94.

Those voting in the negative are: None.

H. B. 708, a bill to be entitled an act to provide for an election in the community of Wanchese on the question of creating the Wanchese Community Center District and for the levy and collection of an ad valorem tax for repair, maintenance, operation, etc. of a community center building.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory



of Halifax, Gregory of Harnett, Hamrick, Hardy, Hargett, Harris of Wake, Henley, High, Hill, Hines, Holcombe, Johnson, Jones, Jordan, Kerr, Kiser, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Newman, Osteen, Owens, Palmer, Pickard, Potts, Randall, Reid, Riggs, Rodenbough, Satterfield, Simpson, Slagle, Snyder, Speed, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, Whitehurst, Whitley, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, and Zollicoffer—94.

Those voting in the negative are: None.

H. B. 728, a bill to be entitled an act to amend Chapter 402 of the 1953 Session Laws relating to the sources of revenue for the Peace Officers' Relief Fund of Martin, Tyrrell and Washington Counties.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Hamrick, Hardy, Hargett, Harris of Wake, Henley, High, Hill, Hines, Holcombe, Johnson, Jones, Jordan, Kerr, Kiser, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Newman, Osteen, Owens, Palmer, Pickard, Potts, Randall, Reid, Riggs, Rodenbough, Satterfield, Simpson, Slagle, Snyder, Speed, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, Whitehurst, Whitley, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, and Zollicoffer—94.

Those voting in the negative are: None.

H. B. 729, a bill to be entitled an act to amend Chapter 212, Session Laws of 1959, relating to authorization of counties to call elections on the question of levying taxes for industrial development purposes, making the same apply to Harnett County as modified.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Hamrick, Hardy, Hargett, Harris of Wake, Henley, High, Hill, Hines, Holcombe, Johnson, Jones, Jordan, Kerr, Kiser, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Newman, Osteen, Owens, Palmer, Pickard, Potts, Randall, Reid, Riggs, Rodenbough, Satter-

field, Simpson, Slagle, Snyder, Speed, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, Whitehurst, Whitley, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, and Zollicoffer—94.

Those voting in the negative are: None.

S. B. 235, a bill to be entitled an act to amend General Statutes 160-453.24, relating to the extension of corporate limits in Edgecombe and Nash Counties.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Hamrick, Hardy, Hargett, Harris of Wake, Henley, High, Hill, Hines, Holcombe, Johnson, Jones, Jordan, Kerr, Kiser, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Newman, Osteen, Owens, Palmer, Pickard, Potts, Randall, Reid, Riggs, Rodenbough, Satterfield, Simpson, Slagle, Snyder, Speed, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, Whitehurst, Whitley, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, and Zollicoffer—94.

Those voting in the negative are: None.

S. B. 261, a bill to be entitled an act to authorize and empower Blowing Rock, Boone and Watauga County to jointly establish and maintain an airport and to create the Watauga Airport Commission.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Hamrick, Hardy, Hargett, Harris of Wake, Henley, High, Hill, Hines, Holcombe, Johnson, Jones, Jordan, Kerr, Kiser, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Newman, Osteen, Owens, Palmer, Pickard, Potts, Randall, Reid, Riggs, Rodenbough, Satterfield, Simpson, Slagle, Snyder, Speed, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, Whitehurst, Whitley, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, and Zollicoffer—94.

Those voting in the negative are: None.

H. B. 791, a bill to be entitled an act to revise the Charter of the Town of Dallas, in Gaston County, North Carolina.



Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Hamrick, Hardy, Hargett, Harris of Wake, Henley, High, Hill, Hines, Holcombe, Johnson, Jones, Jordan, Kerr, Kiser, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Newman, Osteen, Owens, Palmer, Pickard, Potts, Randall, Reid, Riggs, Rodenbough, Satterfield, Simpson, Slagle, Snyder, Speed, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, Whitehurst, Whitley, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, and Zollicoffer—94.

Those voting in the negative are: None.

H. B. 399, a bill to be entitled an act to authorize the Sheriff of Henderson County to appoint and fix the compensation of two additional deputy sheriffs.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 666, a bill to be entitled an act to amend Chapter 144, Public-Local and Private Laws of 1937 relating to compensation and qualifications of members of the Civil Service Commission of the City of High Point.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 667, a bill to be entitled an act to amend General Statutes 118-7 to require the trustees to make deposits of sums in excess of fifteen thousand dollars to the custodian of the Firemen's Pension and Disability Fund in the City of High Point.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 668, a bill to be entitled an act to amend Chapter 680, Session Laws of 1959 relating to Firemen's Pension and Disability Fund in the City of High Point.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 679, a bill to be entitled an act to amend Chapter 229, Session Laws of 1957, relating to fees for jail operation in Vance County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 680, a bill to be entitled an act to amend General Statutes 151-4 as it relates to the compensation of the Constable of Henderson Township in Vance County.

Passes its second and third readings and is ordered sent to the Senate.



H. B. 687, a bill to be entitled an act to amend Chapter 1136, Session Laws of 1957 relating to the salary of the Clerk of Superior Court of Guilford County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 697, a bill to be entitled an act to amend Chapter 1006 of the 1959 Session Laws relating to zoning ordinances in areas outside the zoning jurisdiction of municipalities so as to make the same applicable to Martin County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 698, a bill to be entitled an act to amend Chapter 1007 of the 1959 Session Laws relating to regulation of subdivisions so as to make the same applicable to Martin County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 700, a bill to be entitled an act to amend Chapter 204 of the Private Laws of 1915 and Chapter 1066 of the Session Laws of 1953 relating to the Charter of the Town of Richfield in Stanly County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 701, a bill to be entitled an act authorizing the Town of Scotland Neck to render maintenance services on cemetery driveways which are owned by local churches.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 706, a bill to be entitled an act fixing the fees to be charged by the Register of Deeds of Jones County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 718, a bill to be entitled an act to amend Chapter 265 of the 1959 Session Laws relating to the meeting of the County Board of Equalization and Review of Alamance County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 730, a bill to be entitled an act to authorize the Board of County Commissioners of Harnett County to appoint two additional rural law enforcement officers.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 731, a bill to be entitled an act regulating the fees to be charged by justices of the peace in Onslow County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 736, a bill to be entitled an act to authorize the Board of County Commissioners of Union County to fix the compensation of Superior Court jurors.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 737, a bill to be entitled an act relating to the drawing of jurors in Union County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 742, a bill to be entitled an act designating the Register of Deeds of Person County as County Purchasing Agent and increasing the salary of the Register of Deeds of Person County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 748, a bill to be entitled an act to amend General Statutes 152-5 relating to the compensation of the Coroner of Graham County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 750, a bill to be entitled an act to amend General Statutes 153-266.22 making Article 20B of Chapter 153 of the General Statutes applicable to Onslow County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 755, a bill to be entitled an act to fix the compensation of the Board of County Commissioners of Onslow County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 765, a bill to be entitled an act relating to the punishment for public drunkenness in Buncombe County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 771, a bill to be entitled an act to amend Chapter 316 of the 1943 Session Laws relating to the taxation and regulation of professional bondsmen in Cumberland County.

On motion of Representative Henley consideration of the bill is postponed until Tuesday, May 23, 1961.

S. B. 288, a bill to be entitled an act to amend the Charter of the Town of Rhodhiss in the Counties of Burke and Caldwell.

Passes its second and third readings and is ordered enrolled.

H. B. 529, a bill to be entitled an act to validate actions heretofore taken in relation to sanitary districts, including the creation thereof, the issuance of bonds thereby, and the appointment or election of members of the governing boards thereof.

On motion of Representative Boger the Committee amendment is adopted.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Drummond, Eagles, Efrid, Everett, Fearing, Felmet,



Ferrell, Fletcher, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Hamrick, Hardy, Hargett, Harris of Wake, Henley, High, Hill, Hines, Holcombe, Johnson, Jones, Jordan, Kerr, Kiser, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Newman, Osteen, Owens, Palmer, Pickard, Potts, Randall, Reid, Riggs, Rodenbough, Satterfield, Simpson, Slagle, Snyder, Speed, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, Whitehurst, Whitley, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, and Zollicoffer—94.

Those voting in the negative are: None.

H. B. 544, a bill to be entitled an act to amend General Statutes 20-88 to provide that the principal fee for the registration of property-carrying vehicles operated in combination be placed on the power unit of such combination and that a fee of \$3.00 be imposed on trailers and semi-trailers.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Hamrick, Hardy, Hargett, Harris of Wake, Henley, High, Hill, Hines, Holcombe, Johnson, Jones, Jordan, Kerr, Kiser, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Newman, Osteen, Owens, Palmer, Pickard, Potts, Randall, Reid, Riggs, Rodenbough, Satterfield, Simpson, Slagle, Snyder, Speed, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, Whitehurst, Whitley, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, and Zollicoffer—94.

Those voting in the negative are: None.

S. B. 154, a bill to be entitled an act to amend Articles II, III, and XIV of the Constitution of North Carolina with respect to succession to elective State Executive Offices, the appointment of acting officers in certain instances, the determination of the incapacity of elected State Executive Officers to perform the duties of their offices, and fixing a permanent seat of government.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Mr. Speaker Hunt, Representatives Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Coffey, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delemar, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Fletcher, Galifianakis, Garner, Godwin, Greenwood, Gregory of Halifax, Gregory of Harnett, Hamrick, Hardy, Hargett, Harris of Wake, Henley,



High, Hines, Holcombe, Jackson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McMillan of Wake, McPherson, Newman, Osteen, Palmer, Pickard, Potts, Randall, Riggs, Rodenbough, Satterfield, Simpson, Slagle, Snyder, Speed, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Wooten, and Zollicoffer—88.

Those voting in the negative are: None.

The question now recurs to the passage of the bill on its third reading.

S. B. 154, a bill to be entitled an act to amend Articles II, III, and XIV of the Constitution of North Carolina with respect to succession to elective State Executive Offices, the appointment of acting officers in certain instances, the determination of the incapacity of elected State Executive Officers to perform the duties of their offices, and fixing a permanent seat of government.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Representatives Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Coates, Coffey, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Drummond, Eagles, Efrid, Everett, Fearing, Felmet, Fletcher, Galifianakis, Garner, Godwin, Greenwood, Gregory of Halifax, Gregory of Harnett, Hamrick, Hardy, Hargett, Harris of Wake, Henley, High, Hill, Hines, Holcombe, Jackson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McMillan of Wake, McPherson, Newman, Osteen, Owens, Palmer, Pickard, Potts, Randall, Rodenbough, Satterfield, Simpson, Slagle, Snyder, Speed, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Wooten, and Zollicoffer—89.

Those voting in the negative are: None.

H. B. 375, a bill to be entitled an act to divide the tenth solicitorial district into two districts and to transfer Chatham County from the fourth solicitorial district to the new district thereby created.

On motion of Representative Woodard of Northampton consideration of the bill is postponed until Monday, May 22, 1961.

H. B. 408, a bill to be entitled an act to provide for the government of the North Carolina Museum of Art.

On motion of Representative Britt the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 436, a bill to be entitled an act to amend General Statutes 7-70.2, relating to the drawing of the grand jury and petit jurors for terms of Superior Court in cities other than county seats.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 510, a bill to be entitled an act to amend General Statutes 160-173 relating to mandatory re-zoning by municipalities at intersections.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 525, a bill to be entitled an act amending certain sections of Chapter 111 of the General Statutes of North Carolina relating to the North Carolina State Commission for the Blind.

On motion of Representative Vogler the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 545, a bill to be entitled an act to amend the motor vehicle laws of North Carolina to enable the Commissioner of Motor Vehicles on behalf of the State of North Carolina to enter into reciprocity agreements with other jurisdictions with regard to the registration and licensing of motor vehicles.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 603, a bill to be entitled an act to amend Chapter 18 of the General Statutes to provide that certain employees of the State Board of Alcoholic Control be commissioned special peace officers and to define their duties.

On motion of Representative Zollicoffer the committee amendment is adopted.

Representative Zollicoffer offers an amendment which is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 642, a bill to be entitled an act to amend Chapter 593 of the Session Laws of 1951 with regard to powers and duties of the Tar River Port Commission.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 676, a bill to be entitled an act to amend General Statutes 153-266.22 as the same appears in the 1959 Supplement, relating to zoning ordinances and regulations.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 681, a bill to be entitled an act to amend Article 21 of Chapter 153 of the General Statutes relating to the Western North Carolina Regional Planning Commission.

On motion of Representative Lloyd consideration of the bill is postponed until Tuesday, May 23, 1961.

H. B. 685, a bill to be entitled an act to amend Article 51 of Chapter 14 of the General Statutes relating to the protection of athletic contests.



Passes its second and third readings and is ordered sent to the Senate.

H. B. 689, a bill to be entitled an act amending Article 20 of Chapter 15 of the General Statutes so as to require the Solicitor when praying that a suspended sentence be placed into effect to have served upon the defendant a Bill of Particulars setting forth the time, place and manner in which the terms of said sentence are alleged to have been violated.

On motion of Representative Bell consideration of the bill is postponed until Tuesday, May 23, 1961.

H. B. 702, a bill to be entitled an act to amend General Statutes 95-86 relating to minimum wages of salesmen, taxicab drivers and operators.

On motion of Representative Watkins consideration of the bill is postponed until Tuesday, May 23, 1961.

H. B. 724, a bill to be entitled an act to increase the maximum punishment for safe-cracking and safe robbery.

On motion of Representative Bell consideration of the bill is postponed until Tuesday, May 23, 1961.

H. B. 746, a bill to be entitled an act to authorize the recovery of civil damages due to the malicious or wilful destruction of property by minors.

On motion of Representative Jordan consideration of the bill is postponed until Wednesday, May 24, 1961.

S. B. 136, a bill to be entitled an act regulating the transportation of migratory farm workers.

On motion of Representative Watkins consideration of the bill is postponed until Tuesday, May 23, 1961.

House Committee Substitute for S. B. 191, a bill to be entitled an act to amend General Statutes 163-25, subsection g. by adding a new paragraph to clarify the voting rights of college students.

On motion of Representative Arledge consideration of the bill is postponed until Tuesday, May 23, 1961.

S. B. 201, a bill to be entitled an act to amend the Charter of Mars Hill College passed by the General Assembly in 1905 and 1923, and being Chapter 326 of the Private Laws of 1905, and Chapter 43 of the Private Laws of 1923.

On motion of Representative Crawford consideration of the bill is postponed until Thursday, May 25, 1961.

S. B. 252, a bill to be entitled an act to amend Chapter 75A of the General Statutes pertaining to the renewal of certificates of commercial fishing boats.

Passes its second and third readings and is ordered enrolled.



## ENROLLED BILLS

Representative Britt, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 769. A Joint Resolution extending thanks and appreciation to Mr. and Mrs. John A. Kellenberger and others upon the dedication of the Maude Moore Latham Memorial Garden at the Tryon Palace Restoration.

H. R. 794. A Joint Resolution expressing appreciation for the hospitality of Major Ralph K. Rottet, Commanding Officer of the Second Marine Aircraft Wing, Brigadier General Frank C. Tharin, Commanding Officer of the United States Marine Corps Air Station, Cherry Point, and the men of their command.

H. B. 29. An Act to amend Section 5 of Article II of the Constitution of North Carolina for the purpose of providing an automatic reapportionment of the members of the House of Representatives of the General Assembly of North Carolina.

H. B. 224. An Act to amend the North Carolina Drivers' Point System so as to revise the point values for certain offenses; to increase to three years the period during which the maximum number of points can be accumulated; and to provide for consideration of out-of-state convictions in driver point accumulations.

H. B. 562. An Act to amend Chapter 741 of the Session Laws of 1959 relating to the Chairman and members of the Board of County Commissioners of Union County.

H. B. 579. An Act to amend General Statutes 1-478 relating to defendant's undertaking for replevy under claim and delivery.

H. B. 635. An Act to provide for the exercise of the powers of police officers beyond the corporate limits of the Town of Beulaville in Duplin County.

H. B. 638. An Act to amend General Statutes 14-335 relating to the punishment for public drunkenness in Orange County.

H. B. 774. An Act to amend Chapter 666 of the Session Laws of 1959 relating to the Industrial Development Commission of Martin County and its expenditure of gifts.

On motion of Representative Belk, seconded by Representative Kennedy, the House adjourns in honor of the memory of the signing of the Mecklenburg Declaration of Independence on May 20, 1775, to meet tomorrow at 10 o'clock A. M.

**EIGHTY-EIGHTH DAY**

HOUSE OF REPRESENTATIVES

Saturday, May 20, 1961

The House meets pursuant to adjournment and is called to order by Representative Womble, designated by Mr. Speaker Hunt as Speaker Pro Tempore.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Kiser, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Womble, Maddrey Steppe and Sue Montague of Wake County are made honorary pagettes of the House of Representatives.

On motion of Representative Cook, duly seconded, the House adjourns to meet Monday night at 8 o'clock.

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**EIGHTY-NINTH DAY**

HOUSE OF REPRESENTATIVES

Monday Night, May 22, 1961

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hunt.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Greenwood, for the Committee on the Journal, reports the Journal of Saturday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Kemp, H. B. 436, entitled "a bill to be entitled an act to amend General Statutes 7-70.2, relating to the drawing of the Grand Jury and petit jurors for terms of Superior Court in cities other than county seats" is recalled from the Senate.

**ENGROSSED BILLS**

Representative Thomas, for the Committee on Engrossed Bills, reports the following bills and resolutions have been carefully considered, found properly engrossed, and asks that they be sent to the Senate.

It is so ordered.

H. B. 408, a bill to be entitled an act to provide for the government of the North Carolina Museum of Art.

H. B. 525, a bill to be entitled an act amending certain sections of Chapter III of the General Statutes of North Carolina relating to the North Carolina State Commission for the Blind.

H. B. 603, a bill to be entitled an act to amend Chapter 18 of the General Statutes to provide that certain employees of the State Board of Alcoholic Control be commissioned special peace officers and to define their duties.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representative Murphy:

H. B. 813, a bill to be entitled an act appropriating to the Moore's Creek Battleground Association the sum of five hundred dollars for each year of the biennium for the celebration of the Battle of Moore's Creek Bridge.

Referred to Committee on Appropriations.

By Representative Fletcher:

H. B. 814, a bill to be entitled an act to authorize the Board of County Commissioners of Alexander County, in their discretion, to levy a tax for the support and maintenance of the Alexander County Library.

Referred to Committee on Finance.

By Representatives Womble, Harris of Wake and McMillan of Wake:

H. B. 815, a bill to be entitled an act to authorize policemen and other law enforcement officers of the Town of Garner to make arrests and serve criminal process at any place in Wake County within a radius of one mile distance from the corporate limits of said Town.

Referred to Committee on Local Government.

By Representatives Zollicoffer, Woodard of Wilson and Wicker:

H. B. 816, a bill to be entitled an act to amend the Constitution of North Carolina so as to provide for greater legislative authority over the salaries of the State executive officers.

Referred to Committee on Constitutional Amendments.

By Representatives Vaughn, Davis of Rowan and Potts:

H. B. 817, a bill to be entitled an act to amend General Statutes 20-7(f) relating to the renewal of drivers' licenses.

Referred to Committee on Judiciary No. 2.

By Representatives Hines, Frink, Thomas, Cohoon, Wood and Hawfield:



H. B. 818, a bill to be entitled an act to establish a security trust account for the payment of claims in event of the insolvency of an insurance carrier authorized to write motor vehicle liability insurance in this State, and to provide for the administration thereof.

Referred to Committee on Insurance.

By Representatives Hines and Kemp:

H. B. 819, a bill to be entitled an act to amend the Charter of the City of Greensboro, as revised and reorganized by Chapter 1137 of the Session Laws of 1959; to amend Section 135 of Chapter 18 of the General Statutes of North Carolina; and to repeal Chapter 360, Session Laws of 1955.

Referred to Committee on Local Government.

By Representative Lloyd:

H. B. 820, a bill to be entitled an act to amend General Statutes 146-24(c) relating to the exercise of the power of eminent domain by the Department of Administration.

Referred to Committee on Conservation and Development.

By Representative Jordan:

H. B. 821, a bill to be entitled an act to extend the jurisdiction of police officers to two miles beyond the city limits of the City of Asheville.

Referred to Committee on Counties, Cities and Towns.

By Representative Hill:

H. B. 822, a bill to be entitled an act to amend Chapter 789, Session Laws of 1955, to provide for the compensation of the Mayor and Aldermen of the Town of Long View in Catawba County.

Referred to Committee on Counties, Cities and Towns.

By Representatives Kemp and Hines:

H. B. 823, a bill to be entitled an act to amend General Statutes 20-162 to prohibit parking in reserved areas at hospitals.

Referred to Committee on Judiciary No. 1.

By Representatives Galifianakis, Brooks, Harris of Wake, McMillan of Wake and Womble:

H. B. 824, a bill to be entitled an act to authorize the City of Raleigh, the City of Durham, the County of Durham and the County of Wake to convey at private sale certain property at the Raleigh-Durham Airport to the State of North Carolina for National Guard purposes.

Referred to Committee on Counties, Cities and Towns.

By Representatives Galifianakis and Brooks:

H. B. 825, a bill to be entitled an act to authorize the City Council of the City of Durham to provide for auxiliary policemen and auxiliary firemen upon the conditions, restrictions, and limitations more specifically described herein; and for other purposes.

Referred to Committee on Counties, Cities and Towns.

By Representative Harris of Wake:

H. B. 826, a bill to be entitled an act to amend General Statutes 47-30 relating to the registration of land maps.

Referred to Committee on Judiciary No. 1.

By Representative Calder:

H. B. 827, a bill to be entitled an act providing for service of process upon non-resident operators of watercraft and upon the personal representatives of deceased non-resident operators of watercraft.

Referred to Committee on Judiciary No. 1.

And,

H. B. 828, a bill to be entitled an act to exempt from the sales tax sales to ocean-going vessels.

Referred to Committee on Finance.

And,

H. B. 829, a bill to be entitled an act to amend General Statutes 20-218 to allow persons holding valid chauffeur's licenses and approved by the Chief Mechanic and Superintendent of Schools to drive school buses.

Referred to Committee on Education.

And,

H. B. 830, a bill to be entitled an act to amend Chapter 673 of the Session Laws of 1945 relating to taxing and regulation of professional bondsmen in New Hanover County.

Referred to Committee on Counties, Cities and Towns.

And,

H. B. 831, a bill to be entitled an act to amend Chapter 135 of the Session Laws of 1953 relating to the establishment of a law library for the public officials and courts of New Hanover County, and to provide a fund for court improvement and maintenance in said county.

Referred to Committee on Counties, Cities and Towns.

And,

H. B. 832, a bill to be entitled an act to amend Chapter 459 of the Public-Local Laws of 1935 relating to the commitment of inebriates to the County Farm in New Hanover County.

Referred to Committee on Counties, Cities and Towns.

And,

H. B. 833, a bill to be entitled an act to provide for the election of members of the Council of the Town of Carolina Beach and to fix their terms of office.

Referred to Committee on Counties, Cities and Towns.

H. B. 834, a bill to be entitled an act to authorize the Town Council of the Town of Carolina Beach to use non-tax funds for advertising.

Referred to Committee on Finance.

And,

H. R. 835, a joint resolution memorializing the President of the United States in not according diplomatic recognition to the Chinese Communist regime.

Referred to Committee on Judiciary No. 1.

By Representative Williamson:

H. B. 836, a bill to be entitled an act to fix the compensation of the members of the Columbus County Board of Education.

Referred to Committee on Education.

By Representative Satterfield:

H. B. 837, a bill to be entitled an act providing for the perpetual preservation of the Legislative Chambers in the present Capitol Building and to provide for the future uses and custodial care thereof.

Referred to Committee on Public Buildings and Grounds.

By Representative High:

H. B. 838, a bill to be entitled an act to increase the salaries of the several solicitors of the solicitorial districts of the State of North Carolina.

Referred to Committee on Appropriations.

By Representatives Wooten and Everett:

H. B. 839, a bill to be entitled an act to amend General Statutes 156-61 relating to drainage districts and authorizing the Board of County Commissioners to advance funds for administration expenses and requiring repayment of same from assessments levied.

Referred to Committee on Judiciary No. 1.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:



H. B. 506, a bill to be entitled an act validating official acts of notaries public wherein notarial seals do not contain readable impressions of the notaries' names.

Returned for concurrence.

On motion of Representative Harris of Wake the House concurs in the Senate amendment and the bill is ordered enrolled.

S. B. 114, a bill to be entitled an act to make uniform the law with reference to trust receipts and pledges of personal property unaccompanied by possession in the pledgee.

Referred to Committee on Judiciary No. 1.

S. B. 258, a bill to be entitled an act to amend General Statutes 67-27 relating to recovering damages for killing a dog.

Referred to Committee on Judiciary No. 2.

S. B. 273, a bill to be entitled an act to provide that General Statutes 77-14, prohibiting obstruction in streams and drainage ditches, shall apply to Halifax County.

Referred to Committee on Judiciary No. 1.

S. B. 287, a bill to be entitled an act to provide for an election in the City of Shelby, North Carolina, upon the question of adopting the city manager form of government.

Referred to Committee on Counties, Cities and Towns.

S. B. 292, a bill to be entitled an act to define the jurisdiction of the law enforcement officers of the City of Hendersonville Board of Alcoholic Control.

Referred to Committee on Counties, Cities and Towns.

S. B. 304, a bill to be entitled an act making Iredell County "Stock Law Territory".

Referred to Committee on Judiciary No. 2.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 791, a bill to be entitled an act to revise the Charter of the Town of Dallas, in Gaston County, North Carolina.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coffey, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Everett, Fearing, Felmet, Ferrell,

Fletcher, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, and Zollicoffer—108.

Those voting in the negative are: None.

H. B. 743, a bill to be entitled an act to amend Chapter 212, Session Laws of 1959, relating to the authorization of the counties to call elections on the question of levying taxes for industrial development purposes, so as to provide the same as amended herein shall apply to Person County.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coffey, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Everett, Fearing, Felmet, Ferrell, Fletcher, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, and Zollicoffer—108.

Those voting in the negative are: None.

H. B. 744, a bill to be entitled an act to authorize a tax levy in Person County for county building and repair purposes.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coffey, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Everett, Fearing, Felmet, Ferrell, Fletcher, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett,



Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, and Zollicoffer—108.

Those voting in the negative are: None.

S. B. 266, a bill to be entitled an act to amend Chapter 153 of the General Statutes so as to authorize a tax levy in Granville County for county building and repair purposes.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coffey, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Everett, Fearing, Felmet, Ferrell, Fletcher, Galifanakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, and Zollicoffer—108.

Those voting in the negative are: None.

H. B. 524, a bill to be entitled an act to establish a public law library for public officials, courts and others in Pitt County.

Passes its second and third readings and is ordered sent to the Senate.

S. B. 281, a bill to be entitled an act to amend Chapter 462 of the Public-Local Laws of 1937 relating to commissions for collection of taxes in Watauga County.

Passes its second and third readings and is ordered enrolled.

H. B. 529, a bill to be entitled an act to validate actions heretofore taken in relation to sanitary districts, including the creation thereof, the issuance of bonds thereby, and the appointment or election of members of the governing boards thereof.



Passes its third reading by the following vote, as amended, and is ordered engrossed.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coffey, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Everett, Fearing, Felmet, Ferrell, Fletcher, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, and Zollicoffer—108.

Those voting in the negative are: None.

H. B. 544, a bill to be entitled an act to amend General Statutes 20-88 to provide that the principal fee for the registration of property-carrying vehicles operated in combination be placed on the power unit of such combination and that a fee of \$3.00 be imposed on trailers and semi-trailers.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coffey, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Everett, Fearing, Felmet, Ferrell, Fletcher, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, and Zollicoffer—108.

Those voting in the negative are: None.

H. B. 375, a bill to be entitled an act to divide the Tenth Solicitorial District into two districts and to transfer Chatham County from the Fourth Solicitorial District to the new district thereby created.

Representative Watkins offers an amendment which is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 481, a bill to be entitled an act to amend Chapter 128 of the General Statutes relating to the North Carolina Local Governmental Employees' Retirement System.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 482, a bill to be entitled an act to amend Chapter 135 of the General Statutes relating to the Teachers' and State Employees' Retirement System and Social Security referendums.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 554, a bill to be entitled an act to provide for payment of State income tax refunds to the surviving spouse of taxpayer.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 555, a bill to be entitled an act to provide for the payment of Federal income tax refunds of not over two hundred fifty dollars to the surviving spouse of the taxpayer.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 633, a bill to be entitled an act relating to salary and collection of fees by the private secretary to the Governor.

On motion of Representative Jackson consideration of the bill is postponed until Tuesday, May 23, 1961.

H. B. 645, a bill to be entitled an act to classify products held for foreign shipment for purposes of property taxation.

On motion of Representative Bell, the Committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 670, a bill to be entitled an act to amend General Statutes 28-47, 28-49 and 28-113 so as to reduce the time for making claims against decedents' estates.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 671, a bill to be entitled an act to amend General Statutes 28-112 with regard to the period in which disputed debts not referred are barred.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 678, a bill to be entitled an act to amend General Statutes 143-284 relating to appointment of members of the John H. Kerr Reservoir Development Commission.

Passes its second and third readings and is ordered sent to the Senate.

H. R. 733, a joint resolution memorializing the President, the Vice President and members of the Congress of the United States to use all their power and influence to steer the use of atomic and nuclear energy toward peaceful purposes.

Passes its second and third readings and is ordered sent to the Senate.

H. R. 734, a joint resolution requesting the delegation in the Congress of the United States from North Carolina to support H. R. 3745 to provide for pensions of veterans of World War I.

Passes its second and third readings and is ordered sent to the Senate.

S. B. 83, a bill to be entitled an act to change gasoline tax refunds under General Statutes 105-446 from a calendar year basis to a fiscal year basis and to delete the requirement that applicants file statements with respect to the filing of income tax returns.

Passes its second and third readings and is ordered enrolled.

S. B. 213, a bill to be entitled an act providing for the disposition of the balance remaining in the Spanish American War Relief Fund.

Passes its second and third readings and is ordered enrolled.

S. B. 216, a bill to be entitled an act to amend Chapter 47 of the General Statutes relating to plats, subdivisions and land surveys and recording of same.

On motion of Representative Britt, consideration of the bill is postponed until Tuesday, May 23, 1961.

S. B. 217, a bill to be entitled an act to amend Chapter 47 of the General Statutes relating to plats, subdivisions and land surveys and recording of same.

On motion of Representative Britt, consideration of the bill is postponed until Tuesday, May 23, 1961.

On motion of Representative Johnson, duly seconded, the House adjourns to meet tomorrow at 12 o'clock Noon.

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## NINETIETH DAY

HOUSE OF REPRESENTATIVES  
Tuesday, May 23, 1961

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hunt.

Prayer is offered by the Reverend L. D. Holt, Pastor of Emanuel Baptist Church, Raleigh, North Carolina.



Representative Jones, for the Committee on the Journal, reports the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

Mr. Speaker Hunt makes the following from Guilford County honorary pagettes and pages, respectively: Marilyn Booth, Sarah Kathryn Fish, Jack Booth, Mike Booth, and Tommy Booth.

On motion of Representative Drummond, Kent Hamrick of Forsyth County is made an honorary page of the House of Representatives.

On motion of Representative Owens, Don Straus of Mecklenburg County and Tommy Sennett of Catawba County, grandsons of Representative Choate, are made honorary pages of the House of Representatives.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER

Tuesday, May 23, 1961

*Mr. Speaker:*

Pursuant to your request we are returning herewith H. B. 436, entitled "A bill to be entitled an act to amend General Statutes 7-70.2 relating to the drawing of the grand jury and petit jurors for terms of Superior Court in cities other than county seats", for further consideration by your Honorable Body.

Respectfully,

/s/ S. RAY BYERLY,  
*Principal Clerk*

On motion of Representative Kemp the bill is placed on the Calendar.

ENGROSSED BILLS

Representative Thomas, for the Committee on Engrossed Bills, reports the following bills have been carefully considered, found properly engrossed, and asks that they be sent to the Senate.

It is so ordered.

H. B. 375, a bill to be entitled an act to divide the tenth solicitorial district into two districts and to transfer Chatham County from the fourth solicitorial district to the new district thereby created.

H. B. 529, a bill to be entitled an act to validate actions heretofore taken in relation to sanitary districts, including the creation thereof, the issuance of bonds thereby, and the appointment or election of members of the governing boards thereof.

H. B. 645, a bill to be entitled an act to classify products held for foreign shipment for purposes of property taxation.

## REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Representative Arledge, for the Committee on Elections and Election Laws.

Committee substitute for H. B. 489, a bill to be entitled an act to amend General Statutes 7-134.1 so as to place the duty of distributing warrants to justices of the peace.

With an unfavorable report as to bill, favorable as to committee substitute bill.

On motion of Representative Arledge the substitute bill is adopted.

H. B. 749, a bill to be entitled an act to provide for the election of a tax supervisor in Graham County.

With a favorable report.

H. B. 805, a bill to be entitled an act to repeal the law relating to the holding of primary elections in the Town of Benson in Johnston County and to amend Chapter 539 of the Session Laws of 1943 relating to general municipal elections in said town.

With a favorable report.

By Representative Wooten, for the Committee on Judiciary No. 1.

H. B. 523, a bill to be entitled an act to amend General Statutes 45-21.38 relating to the abolition of deficiency judgments where mortgage represents part of the purchase price.

With a favorable report.

H. B. 764, a bill to be entitled an act to amend General Statutes 160-453.11 and General Statutes 160-453.23 so as to extend the effective date of municipal annexation by election to July 1, 1962.

With a favorable report.

H. B. 812, a bill to be entitled an act to add a new Article to the Drainage District Law by amending Chapter 156 of the General Statutes to provide for improvements, renovation, enlargement and extension of canals, structures and boundaries, and to amend various Sections of the Drainage District Law.

With a favorable report.

H. B. 826, a bill to be entitled an act to amend General Statutes 47-30 relating to the registration of land maps.

With a favorable report.

H. B. 827, a bill to be entitled an act providing for service of process upon non-resident operators of watercraft and upon the personal representatives of deceased non-resident operators of watercraft.

With a favorable report.

H. B. 839, a bill to be entitled an act to amend General Statutes 156-61 relating to drainage districts and authorizing the board of county commissioners to advance funds for administration expenses and requiring repayment of same from assessments levied.

With a favorable report.

S. B. 273, a bill to be entitled an act to provide that General Statutes 77-14 prohibiting obstruction in streams and drainage ditches shall apply to Halifax County.

With a favorable report.

S. B. 277, a bill to be entitled an act to validate certain foreclosure sales where the sale was conducted at a place other than as provided in the power of sale.

With a favorable report.

By Representative Crawford, for the Committee on Judiciary No. 2.

H. B. 582, a bill to be entitled an act to rewrite Section 90-158.1 of the General Statutes relating to the licensing board of registered nurses and the licensing board enlarged of practical nurses.

With an unfavorable report.

H. B. 777, a bill to be entitled an act to amend General Statutes 6-52 relating to fees of witnesses in Transylvania County.

With a favorable report.

H. B. 781, a bill to be entitled an act to provide for the systematic advertising of the resources and advantages of Rowan County and to authorize expenditures therefor.

With a favorable report.

H. B. 782, a bill to be entitled an act to repeal Chapter 212 of the Public-Local Laws of 1941 relating to appropriations to the Samuel C. Hart Post, American Legion, for charity work.

With a favorable report.

H. B. 790, a bill to be entitled an act adopting official record of uncollected taxes for the years 1951 through 1958 for the County of Buncombe and the City of Asheville.

With a favorable report.



S. B. 92, a bill to be entitled an act to amend the Motor Vehicle Safety and Financial Responsibility Act of 1953 so that commencement of a proceeding thereunder shall not automatically suspend the order or act of the Commissioner of Motor Vehicles.

With an unfavorable report.

S. B. 122, a bill to be entitled an act to prevent hasty marriages in North Carolina.

With an unfavorable report.

S. B. 243, a bill to be entitled an act to amend General Statutes 1-109 relating to prosecution bonds in civil actions in Union County.

With a favorable report, as amended.

S. B. 290, a bill to be entitled an act to amend General Statutes 9-19 relating to exemptions from jury duty.

With a favorable report.

S. B. 304, a bill to be entitled an act making Iredell County "Stock Law Territory".

With a favorable report.

By Representative Hargett, for the Committee on Public Welfare.

S. B. 206, a bill to be entitled an act to amend General Statutes 108-49 of Part 2 of Article 3 of Chapter 108 of the General Statutes to extend the definition of dependent children to include children in foster care.

With a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representatives Hicks, Britt and Quinn:

H. R. 840, a joint resolution authorizing the Governor to appoint a commission to study and make recommendations to the Governor as to the necessity and advisability of reorganization of state government in the interest of more efficient and economical administration.

Referred to Committee on State Government.

By Representative Woodard of Northampton:

H. B. 841, a bill to be entitled an act to regulate the hunting of deer in Northampton County.

Referred to Committee on Wildlife Resources.

By Representative Thomas:

H. B. 842, a bill to be entitled an act to fix the fees of the Register of Deeds of Johnston County.

Referred to Committee on Salaries and Fees.

By Representative Kiser:

H. B. 843, a bill to be entitled an act to amend General Statutes 20-38(bb) with regard to the definition of special mobile equipment for vehicle registration purposes.

Referred to Committee on Agriculture.

And,

H. B. 844, a bill to be entitled an act to amend Chapter 135 of the General Statutes and Chapter 128 of the General Statutes so as to authorize the Teachers' and State Employees' Retirement System and the Local Governmental Employees' Retirement System to invest funds in certain common and preferred stocks.

Referred to Committee on Teachers' and State Employees' Retirement.

By Representative Ramsey:

H. B. 845, a bill to be entitled an act to establish a special fund for Superior Court room facilities in Madison County.

Referred to Committee on Courts and Judicial Districts.

By Representatives Peel and Wood:

H. B. 846, a bill to be entitled an act to rewrite General Statutes 153-111 and General Statutes 160-398 authorizing the destruction of paid bonds and coupons of counties, cities and towns.

Referred to Committee on Counties, Cities and Towns.

By Representative Henley:

H. B. 847, a bill to be entitled an act to amend Article 1, Chapter 106, of the General Statutes relating to "Board of Agriculture, Membership".

Referred to Committee on Agriculture.

By Representatives Murphy and Byrum:

H. B. 848, a bill to be entitled an act to promote the development of community alcoholism programs.

Referred to Committee on Appropriations.

By Representative Hines:

H. B. 849, a bill to be entitled an act to amend Chapter 47 of the General Statutes so as to provide for the filing of memoranda of leases and options for registration.

Referred to Committee on Judiciary No. 1.

By Representative Watkins:

H. B. 850, a bill to be entitled an act relating to the change of day for holding the municipal elections in the City of Oxford.

Referred to Committee on Counties, Cities and Towns.

By Representative Hardy:

H. B. 851, a bill to be entitled an act to amend S. B. 9, entitled "an act relating to the North Carolina Small Loans Act", ratified March 3, 1961, so as to extend for sixty days the time within which persons may not commence operating a small loan business.

Referred to Committee on Banks and Banking.

By Representatives Jones, Wilson, Davis of Rowan, and Spruill:

H. B. 852, a bill to be entitled an act to repeal Section 1 of Article X of the Constitution of North Carolina relative to the personal property exemption, and to amend General Statutes 1-362 relative to the garnishment of wages.

Referred to Committee on Judiciary No. 2.

By Representative Jones:

H. B. 853, a bill to be entitled an act to appropriate funds to the State Department of Administration for the purchase, maintenance, and operation of an airplane.

Referred to Committee on Appropriations.

By Representative Andrews:

H. B. 854, a bill to be entitled an act to amend General Statutes 41-10 relating to actions to quiet title to real property.

Referred to Committee on Judiciary No. 2.

By Representative Jackson:

H. B. 855, a bill to be entitled an act relating to the election and terms of office of members of the Board of County Commissioners of Hertford County.

Referred to Committee on Local Government.

By Representatives Brooks and Galifianakis:

H. B. 856, a bill to be entitled an act amending Chapter 224, Private Laws of 1927, by adding the opening, clearing, grading, drainage, and otherwise improving streets, avenues and alleys dedicated for public use by a recorded map or plat to the classes of local improvements authorized by said act.

Referred to Committee on Counties, Cities and Towns.

By Representatives Galifianakis and Brooks:



H. B. 857, a bill to be entitled an act appropriating funds for the maintenance and operation of the Bennett Place State Historic Site.

Referred to Committee on Appropriations.

By Representative Braswell:

H. B. 858, a bill to be entitled an act relating to license taxes of itinerant salesmen and peddlers in Wayne County.

Referred to Committee on Judiciary No. 2.

By Representative Martin:

H. B. 859, a bill to be entitled an act to amend Article 2, Chapter 90, of the General Statutes relating to veterinarians.

Referred to Committee on Health.

And,

H. B. 860, a bill to be entitled an act relating to procedure in the County Criminal Court of Davie County.

Referred to Committee on Courts and Judicial Districts.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 90, a bill to be entitled an act to amend Chapter 885 of the Session Laws of 1959 relating to the compensation of certain officials and employees of Randolph County.

Referred to Committee on Local Government.

S. B. 260, a bill to be entitled an act to exempt Watauga County from the general primary laws of the state insofar as they apply to nomination of Democratic candidates for the General Assembly and county offices and to provide for the nomination of such candidates in convention.

Referred to Committee on Elections and Election Laws.

S. B. 274, a bill to be entitled an act to authorize the Board of County Commissioners of Mecklenburg County and the City Council of the City of Charlotte to appropriate funds from sources other than taxation to the North Carolina Department of Conservation and Development to aid in the payment of the expense of the International Trade Fair to be held in Charlotte and Mecklenburg County.

Referred to Committee on Counties, Cities and Towns.

S. B. 295, a bill to be entitled an act to amend S. B. 55, 1961 Session of the North Carolina General Assembly, ratified the 3rd day of March, 1961, relating to the appointment, compensation, and duties of a court reporter for the Fourth Judicial District.

Referred to Committee on Courts and Judicial Districts.

S. B. 296, a bill to be entitled an act to amend Chapter 1093 of the 1949 Session Laws of North Carolina relating to the City Court of Raleigh.

Referred to Committee on Local Government.

S. B. 300, a bill to be entitled an act to incorporate and establish the Eastern North Carolina School for the Deaf at Wilson.

Referred to Committee on State Government.

S. B. 311, a bill to be entitled an act to amend General Statutes 160-227.1 authorizing the City of Oxford to regulate the platting and recording of subdivisions of land.

Referred to Committee on Local Government.

H. B. 675, a bill to be entitled an act to amend H. B. 217, ratified April 5, 1961, relating to travel expense allowances for the Board of Education of Halifax County.

Returned for concurrence.

On motion of Representative Gregory of Halifax, the House concurs in the Senate amendment and the bill is ordered enrolled.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 743, a bill to be entitled an act to amend Chapter 212, Session Laws of 1959, relating to the authorization of the counties to call elections on the question of levying taxes for industrial development purposes, so as to provide the same as amended herein shall apply to Person County.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Wilson,



Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—116.

Those voting in the negative are: None.

H. B. 744, a bill to be entitled an act to authorize a tax levy in Person County for county building and repair purposes.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—116.

Those voting in the negative are: None.

S. B. 266, a bill to be entitled an act to amend Chapter 153 of the General Statutes so as to authorize a tax levy in Granville County for county building and repair purposes.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—116.



Those voting in the negative are: None.

H. B. 234, a bill to be entitled an act to amend Section 95-88 of the General Statutes pertaining to minimum wages.

Representative Henley calls for the "Ayes" and "Noes". The call is sustained.

Representative Kennedy calls the previous question. The call is sustained.

Passes its third reading, as amended, by the following vote and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Representatives Andrews, Arledge, Belk, Bell, Blue, Braswell, Brooks, Calder, Choate, Coffey, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Efrd, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Jones, Jordan, Kemp, Kennedy, Leatherman, Leatherwood, Lloyd, Martin, McLaughlin, McMillan of Wake, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Simpson, Slagle, Snyder, Speed, Spruill, Story, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Womble, Wood, and Zollicoffer—92.

Those voting in the negative are: Representatives Barbee, Britt, Byrum, Coates, Cohoon, Godwin, Hargett, Johnson, Kerr, Kiser, Lupton, McFadyen, McMillan of Robeson, McPherson, Murphy, Newman, Sermons, Taylor, Wallace, Wilson, and Woodard of Northampton—21.

The following pairs are announced: Representative Boger votes "Aye", were Representative Eagles present he would vote "Noe"; were Representative Woodard of Wilson present he would vote "Aye", Representative Wooten votes "Noe".

H. B. 519, a bill to be entitled an act to change the charge for combination hunting and fishing licenses, county hunting licenses, and county fishing licenses, and to increase issuance fees for license sales to make them uiform.

The bill fails to pass its second reading by the following vote:

Those voting in the affirmative are: Representatives Arledge, Belk, Bell, Braswell, Britt, Brooks, Coates, Cohoon, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Efrd, Everett, Felmet, Ferrell, Frink, Galifianakis, Green, Greenwood, Hargett, Harris of Rowan, Harris of Wake, Hicks, Holcombe, Isaac, Jackson, Johnson, Jordan, Kennedy, Kerr, Lloyd, Lupton, McMillan of Robeson, McMillan of Wake, McPherson, Nicholson, Peel, Phelps, Reid, Riggs, Sermons, Snyder, Taylor, Thomas, Wall, Wallace, Watkins, Wicker, Wilson, Wood, Woodard of Northampton, and Wooten—53.

Those voting in the negative are: Representatives Andrews, Blue, Boger, Byrum, Calder, Choate, Coffey, Cook, Courtney, Crawford, Fearing, Fletcher, Garner, Godwin, Gregory of Halifax, Gregory of Harnett, Griggs,

Hamrick, Harding, Hardy, Hawfield, Henley, High, Hill, Hines, Jones, Kemp, Kiser, Leatherman, Leatherwood, Martin, McFadyen, McLaughlin, Murphy, Newman, Osteen, Owens, Palmer, Pickard, Potts, Quinn, Ramsey, Randall, Satterfield, Simpson, Slagle, Speed, Spruill, Story, Thornburg, Umstead, Vaughn, Vogler, West of Cherokee, West of Clay, Whitehurst, Whitley, Womble, and Zollicoffer—59.

The following pair is announced: Were Representative Barbee present he would vote "Aye", Representative Drummond votes "Noe".

#### ENROLLED BILLS

Representative Britt, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 154. An Act to amend Articles II, III and XIV of the Constitution of North Carolina with respect to succession to elective state executive offices, the appointment of acting officers in certain instances, the determination of the incapacity of elected state executive officers to perform the duties of their offices, and fixing a permanent seat of government.

S. B. 158. An Act relating to the authority of the County Commissioners of Bladen County to fix the salaries of county officials of said county.

S. B. 235. An Act to amend General Statutes 160-453.24 relating to the extension of corporate limits in Edgecombe and Nash Counties.

S. B. 252. An Act to amend Chapter 75A of the General Statutes pertaining to the renewal of certificates of number of commercial fishing boats.

S. B. 261. An Act to authorize and empower Blowing Rock, Boone and Watauga County to jointly establish and maintain an airport and to create the Watauga Airport Commission.

S. B. 288. An Act to amend the Charter of the Town of Rhodhiss in the counties of Burke and Caldwell.

H. B. 266. An Act to amend Chapter 62 of the General Statutes relating to public utilities.

H. B. 470. An Act to amend Chapter 1110 of the Session Laws of 1959 relating to the membership of Perquimans County Board of Education.

H. B. 573. An Act to require inspection of activity buses used in the transportation of personnel and pupils of the public schools.

H. B. 589. An Act to repeal Chapter 85 of the Session Laws of 1959 and to amend General Statutes 115-19 relating to the nomination, appointment, and qualifications of members of the Graham County Board of Education and fixing their terms of office.

H. B. 599. An Act to amend Chapter 223, Public-Local Laws of 1937, relating to the compensation of the members of the Board of Education of Edgecombe County.



H. B. 609. An Act to provide for the investment of custodian funds in life insurance.

H. B. 625. An Act to authorize the Currituck County Board of Education to transfer to and make available to Poplar Branch Home Demonstration Club a wooden building no longer needed for school purposes.

H. B. 651. An Act to appoint a member of the Board of Education of Davie County to replace S. W. Furchess, now deceased.

H. R. 803. A Joint Resolution expressing appreciation for the hospitality of the Chamber of Commerce of Smithfield, North Carolina, on May 10, 1961.

H. R. 808. A Joint Resolution commemorating the 186th Anniversary of the signing of the Mecklenburg Declaration of Independence.

S. B. 83. An Act to change gasoline tax refunds under General Statutes 105-446 from a calendar year basis to a fiscal year basis.

S. B. 213. An Act providing for the disposition of the balance remaining in the Spanish American War Relief Fund.

S. B. 281. An Act to amend Chapter 462 of the Public-Local Laws of 1937 relating to commissions for collection of taxes in Watauga County.

H. B. 506. An Act validating official acts of notaries public wherein notarial seals do not contain readable impressions of the notaries' names.

H. B. 537. An Act to remove Cherokee County from the operation of the state-wide primary law as to nominating Republican candidates for county offices and members of the General Assembly.

H. B. 538. An Act to extend the jurisdiction of police officers of the Town of Aberdeen in Moore County.

H. B. 543. An Act to authorize the State Highway Commission to insure ferries owned and operated by said commission.

H. B. 565. An Act to amend General Statutes 163-84 to require registrars to report by telephone or otherwise the precinct vote to the county board of elections upon completion of the counting in all primaries and elections.

H. B. 570. An Act to amend the Charter of the Town of Gibsonville.

H. B. 587. An Act to fix the compensation of the Commissioners of the Town of Carthage.

H. B. 624. An Act to amend General Statutes 7-70 so as to add a one-week term to the Superior Court schedule in Person County.

H. B. 627. An Act to allow the governing body of the City of Reidsville to fix and determine the salary of the Recorder and the Solicitor of the Reidsville Recorder's Court.

H. B. 641. An Act to authorize the Board of County Commissioners of Pitt County to fix the number of salaried county employees, to fix the compensation of county officials and employees, to fix the fees of county



officers, to give permissive power to increase the travel allowance of jurors not in excess of seven cents a mile, and to fix the compensation of the members of the Board of County Commissioners of Pitt County.

H. B. 649. An Act to amend General Statutes 116-23.1, Subsection (d), relating to the publication of notice of unclaimed funds held by insurance companies before such funds escheat to the University of North Carolina.

H. B. 661. An Act to authorize the Board of County Commissioners of Cumberland County to fix the number of salaried deputy sheriffs to be appointed in Cumberland County.

H. B. 662. An Act to amend General Statutes 9-4 and Chapter 316 of the Session Laws of 1945 relating to jurors in Cumberland County.

On motion of the Guilford delegation, seconded by Representative Umstead, the House adjourns in honor of the memory of the Honorable E. B. Jeffress, a former member of the House of Representatives and a prominent citizen from Guilford County, to meet tomorrow at 12 o'clock Noon.

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## NINETY-FIRST DAY

HOUSE OF REPRESENTATIVES

Wednesday, May 24, 1961

The House meets pursuant to adjournment and is called to order by Representative Harris of Wake, designated by Mr. Speaker Hunt as Speaker Pro Tempore.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Jones, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Hines the following from Guilford County are made honorary pagettes and pages, respectively, of the House of Representatives: Peggy Stevens, Erma Bennett, Lyn Weaver, Jo Anne Samuels, Becky Bell, Allen Johnson, Allen O'Bryan, and Steve Witherspoon.

On motion of Representative Leatherman the courtesies of the floor are extended the Honorable Joe Byrd, a former member of the House of Representatives from Burke County.

On motion of Representative Lloyd the courtesies of the floor are extended the Honorable Penn Hunter, a former member of the House of Representatives from McDowell County.

Representative Hardy moves that the vote by which H. B. 519, entitled "a bill to be entitled an act to change the charge for combination hunting and fishing licenses, county hunting licenses, and county fishing licenses, and to increase issuance fees for license sales to make them uniform", failed to pass its second reading be reconsidered.

Representative Calder moves that the motion lie upon the table, which motion fails of adoption.

The question now recurs to the motion of Representative Hardy. The motion prevails.

On motion of Representative Hardy the bill is recommitted to the Committee on Wildlife Resources.

On motion of Representative Kerr the rules are suspended and H. B. 461, entitled "a bill to be entitled an act to license and regulate water well contractors" is taken from the table.

On motion of Representative Kerr the bill is recommitted to the Committee on Water Resources and Control.

On motion of Representative Calder H. B. 480, entitled "a bill to be entitled an act to amend General Statutes 14-275.1 so as to make it a misdemeanor to engage in disorderly conduct at any public place" is recalled from the Senate.

#### ENGROSSED BILLS

Representative Thomas, for the Committee on Engrossed Bills, reports the following bill has been carefully considered, found properly engrossed, and asks that it be sent to the Senate.

It is so ordered.

H. B. 234, a bill to be entitled an act to amend Section 95-88 of the General Statutes pertaining to minimum wages.

#### REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Representative Zollicoffer, for the Committee on Constitutional Amendments.

House Committee Substitute for S. B. 179, a bill to be entitled an act to amend Article VI, Section 2, of the Constitution of North Carolina so as to permit new residents not qualified to vote only because of insufficient residence time, to vote for Presidential and Vice-Presidential electors.

With an unfavorable report as to bill, favorable as to committee substitute bill.

On motion of Representative Zollicoffer the substitute bill is adopted.

By Representative Jordan, for the Committee on Counties, Cities and Towns.

H. B. 484, a bill to be entitled an act relating to the power of the Board of Commissioners of the Town of Huntersville to levy taxes and fix the salary of the Town Clerk.

With a favorable report, as amended.

H. B. 767, a bill to be entitled an act to authorize the Board of Commissioners of the Town of Valdese to appropriate and pay funds to the Valdese Community Center.

With a favorable report.

H. B. 770, a bill to be entitled an act to amend Chapter 402 of the Session Laws of 1947 relating to the establishment of Winston-Salem Firemen's Retirement Fund Association.

With a favorable report.

H. B. 786, a bill to be entitled an act to authorize the Sheriff of Person County to appoint special officers at the request of citizens operating business establishments.

With a favorable report.

H. B. 800, a bill to be entitled an act to amend Chapter 111, Session Laws of 1951, relating to Libraries and facilities in the Superior and Recorder's Courts of Robeson County, North Carolina.

With a favorable report.

H. B. 804, a bill to be entitled an act relating to damage to property by dogs in Craven County.

With a favorable report.

H. B. 806, a bill to be entitled an act to provide for settlement and disbursement of certain funds in the hands of the Clerk of Superior Court of Johnston County as of May 7, 1959.

With a favorable report.

H. B. 821, a bill to be entitled an act to extend the jurisdiction of police officers to two miles beyond the city limits of the City of Asheville.

With a favorable report.

H. B. 822, a bill to be entitled an act to amend Chapter 789, Session Laws of 1955, to provide for the compensation of the Mayor and Aldermen of the Town of Long View in Catawba County.

With a favorable report.

H. B. 824, a bill to be entitled an act to authorize the City of Raleigh, the City of Durham, the County of Durham and the County of Wake to convey at private sale certain property at the Raleigh-Durham Airport to the State of North Carolina for National Guard purposes.

With a favorable report.

H. B. 825, a bill to be entitled an act to authorize the City Council of the City of Durham to provide for auxiliary policemen and auxiliary firemen upon the conditions, restrictions, and limitations more specifically described herein; and for other purposes.



With a favorable report.

H. B. 830, a bill to be entitled an act to amend Chapter 673 of the Session Laws of 1945 relating to taxing and regulation of professional bondsmen in New Hanover County.

With a favorable report.

H. B. 831, a bill to be entitled an act to amend Chapter 135 of the Session Laws of 1953 relating to the establishment of a law library for the public officials and courts of New Hanover County, and to provide a fund for court improvement and maintenance in said county.

With a favorable report.

H. B. 832, a bill to be entitled an act to amend Chapter 459 of the Public-Local Laws of 1935 relating to the commitment of inebriates to the County Farm in New Hanover County.

With a favorable report.

H. B. 833, a bill to be entitled an act to provide for the election of members of the Council of the Town of Carolina Beach and to fix their terms of office.

With a favorable report.

H. B. 846, a bill to be entitled an act to rewrite General Statutes 153-111 and General Statutes 160-398 authorizing the destruction of paid bonds and coupons of counties, cities and towns.

With a favorable report.

H. B. 850, a bill to be entitled an act relating to the change of day for holding the municipal elections in the City of Oxford.

With a favorable report.

H. B. 856, a bill to be entitled an act amending Chapter 224, Private Laws of 1927, by adding the opening, clearing, grading, drainage, and otherwise improving streets, avenues and alleys dedicated for public use by a recorded map or plat to the classes of local improvements authorized by said act.

With a favorable report.

S. B. 274, a bill to be entitled an act to authorize the Board of County Commissioners of Mecklenburg County and the City Council of the City of Charlotte to appropriate funds from sources other than taxation to the North Carolina Department of Conservation and Development to aid in the payment of the expense of the International Trade Fair to be held in Charlotte and Mecklenburg County.

With a favorable report.

S. B. 287, a bill to be entitled an act to provide for an election in the City of Shelby, North Carolina, upon the question of adopting the City Manager Form of Government.

With a favorable report.

S. B. 292, a bill to be entitled an act to define the jurisdiction of the law enforcement officers of the City of Hendersonville Board of Alcoholic Control.

With a favorable report.

By Representative Henley, for the Committee on Education.

H. B. 637, a bill to be entitled an act to authorize and direct the Board of Education of Haywood County to control, operate and administer all of the public schools of Haywood County including the public schools now operated and administered by any city administrative unit in said County.

With a favorable report.

H. B. 721, a bill to be entitled an act to change the name of the Mecklenburg County Board of Education.

With a favorable report.

By Representative Whitehurst, for the Committee on Insurance.

H. B. 608, a bill to be entitled an act to provide that any lending institution which requires a borrower to purchase insurance from or through a designated insurance company, agent, or broker, shall be guilty of a misdemeanor.

With an unfavorable report.

H. B. 810, a bill to be entitled an act to amend General Statutes 58-254.8 with reference to certain kinds of security for payment of debts.

With a favorable report, as amended.

By Representative Lloyd, for the Committee on Senatorial Districts.

S. B. 143, a bill to be entitled an act to amend Section 4 of Article 11 of the Constitution of North Carolina relating to the Districting of the State for Senators.

With an unfavorable report.

By Representative Hicks, for the Committee on State Government.

H. R. 840, a joint resolution authorizing the Governor to appoint a Commission to study and make recommendations to the Governor as to the necessity and advisability of reorganization of State Government in the interest of more efficient and economical administration.

With a favorable report.

S. B. 224, a bill to be entitled an act to amend General Statutes 143-36 so as to authorize the State Personnel Director, with the approval of the State Personnel Council and the Governor, to provide for a longevity, merit salary increase program for State employees.

With a favorable report.

## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representatives Hines and Kemp:

H. R. 861,<sup>50</sup> a joint resolution honoring the memory of Honorable E. B. Jeffress, former member of the General Assembly from Guilford County.

On motion of Representative Hines the rules are suspended and the resolution is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representatives Umstead, Rodenbough, Murphy, Coates, Kerr, Whitehurst, Belk, Wicker, Spruill, Hardy, Wilson, and Andrews:

H. R. 862, a joint resolution providing for the election of John W. Clark as an honorary, lifetime member of the Board of Trustees of the Consolidated University of North Carolina.

On motion of Representative Umstead the rules are suspended and the resolution is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representative Spruill:

H. B. 863, a bill to be entitled an act to fix travel expenses of certain public officials in Bertie County.

Referred to Committee on Counties, Cities and Towns.

And,

H. B. 864, a bill to be entitled an act to fix the salaries and travel expense of members of the Board of County Commissioners and members of the Board of Education of Bertie County.

Referred to Committee on Counties, Cities and Towns.

By Representative Thomas:

H. B. 865, a bill to be entitled an act to authorize the Board of County Commissioners of Johnston County to transfer the surplus in the Sinking Fund to the Agriculture Building Fund.

Referred to Committee on Counties, Cities and Towns.

By Representative Satterfield:



H. B. 866, a bill to be entitled an act to fix and regulate the salaries of certain officials in Person County and to provide for salary increases of the personnel in their offices.

Referred to Committee on Salaries and Fees.

And,

H. B. 867, a bill to be entitled an act to require the County Commissioners of Person County to appoint a County Administrative Officer and to provide for a County Purchasing Agent.

Referred to Committee on Counties, Cities and Towns.

By Representative Holcombe:

H. B. 868, a bill to be entitled an act directing the Board of County Commissioners of Yancey County to turn certain delinquent taxes into the General Fund and Debt Service Fund of said County.

Referred to Committee on Counties, Cities and Towns.

By Representatives Bell, Fearing, Lupton, Delamar, Sermons, Whitehurst, and Griggs:

H. B. 869, a bill to be entitled an act to amend Chapter 113, Section 174.7, General Statutes of North Carolina, to change the license tax on commercial fishing boats.

Referred to Committee on Commercial Fisheries and Oyster Industry.

By Representatives Bell, Sermons, Cohoon and Quinn:

H. B. 870, a bill to be entitled an act to amend Chapter 113 of the General Statutes of North Carolina relating to subsistence allowances for employees in promoting industry and commerce in this State.

Referred to Committee on Appropriations.

By Representative Barbee:

H. B. 871, a bill to be entitled an act to incorporate the Town of Red Oak in Nash County.

Referred to Committee on Local Government.

By Representatives McMillan of Wake, Harris of Wake, and Womble:

H. B. 872, a bill to be entitled an act to amend the Charter of the City of Raleigh, relating to the first meeting of a newly elected City Council.

Referred to Committee on Local Government.

And,

H. B. 873, a bill to be entitled an act to amend General Statutes 160-239 to provide an alternate method of assessing the cost of extending water and sewer lines within parcels of land subdivided into lots to be applicable to the City of Raleigh.

Referred to Committee on Local Government.

By Representative Davis of Lenoir:

H. B. 874, a bill to be entitled an act to authorize the City of Kinston to contract for privately owned bus operation in said City.

Referred to Committee on Local Government.

And,

H. B. 875, a bill to be entitled an act to authorize the City Council of the City of Kinston and the Board of County Commissioners of Lenoir County to create and fix the powers of an industrial-agricultural development commission and to appropriate funds for the expenses thereof.

Referred to Committee on Local Government.

By Representative Taylor:

H. B. 876, a bill to be entitled an act to amend Chapter 84 of the General Statutes of North Carolina relating to Attorneys at Law.

Referred to Committee on Judiciary No. 1.

By Representative Fearing:

H. B. 877, a bill to be entitled an act to authorize the Board of County Commissioners, in its discretion, to cause elections to be held in Hatteras or Kennakeet Townships in Dare County, for the purpose of determining whether or not beer and/or wine should be sold in either of said Townships.

Referred to Committee on Propositions and Grievances.

By Representative McFadyen:

H. B. 878, a bill to be entitled an act to make General Statutes 153-10.1 concerning removal and disposal of trash and garbage applicable to Hoke County.

Referred to Committee on Counties, Cities and Towns.

By Representative Frink:

H. B. 879, a bill to be entitled an act providing for the presentation to the Tax Supervisor of Brunswick County of deeds and other instruments prior to registration.

Referred to Committee on Judiciary No. 2.

By Representative Efird and Dolley:

H. B. 880, a bill to be entitled an act to enable the Board of County Commissioners of Gaston County to set and regulate all fees incident to the operation of the Register of Deeds office in Gaston County.

Referred to Committee on Salaries and Fees.

And,

H. B. 881, a bill to be entitled an act to regulate elections in Gaston County.

Referred to Committee on Elections and Election Laws.

By Representative Williamson:

H. B. 882, a bill to be entitled an act to prohibit the operation of pool rooms and billiard parlors on Sunday in Columbus County.

Referred to Committee on Propositions and Grievances.

By Representative Story:

H. B. 883, a bill to be entitled an act authorizing the Board of Commissioners of Wilkes County to appropriate funds to supplement the salary of the poultry expert employed at the poultry experiment station located in Wilkes County.

Referred to Committee on Counties, Cities and Towns.

And,

H. B. 884, a bill to be entitled an act to amend General Statutes 153-9.35½ so as to provide that the Board of Commissioners of Wilkes County shall be empowered to promote Farm Soil Conservation Work.

Referred to Committee on Counties, Cities and Towns.

By Representative Hardy:

H. B. 885, a bill to be entitled an act relating to compensation for the Chairman and members of the Greene County Board of Education.

Referred to Committee on Education.

By Representative Lupton:

H. B. 886, a bill to be entitled an act relating to the use of construction funds by the Hyde County Drainage District No. 7 in Hyde County.

Referred to Committee on Water Resources and Control.

By Representative Riggs:

H. B. 887, a bill to be entitled an act to accept the retrocession of jurisdiction over the area within the Camp Lejeune Military Reservation utilized by the State of North Carolina for portions of United States Highway 17 and North Carolina Highway 24.

Referred to Committee on Roads and Highway Safety.

By Representative Potts:

H. B. 888, a bill to be entitled an act relating to the appointment of plumbing inspectors in Transylvania County.

Referred to Committee on Counties, Cities and Towns.

And,



H. B. 889, a bill to be entitled an act to amend General Statutes 153-10.1 relating to the authority of the Board of County Commissioners of Transylvania County to regulate the removal and disposal of trash and garbage.

Referred to Committee on Counties, Cities and Towns.

By Representative Snyder:

H. B. 890, a bill to be entitled an act to appropriate funds for the restoration and maintenance of the Daniel Boone Homeplace in Davidson County.

Referred to Committee on Appropriations.

By Representative Woodard of Wilson:

H. B. 891, a bill to be entitled an act to continue transportation of public school pupils when the corporate limits of a municipality are extended.

Referred to Committee on Education.

And,

H. B. 892, a bill to be entitled an act to amend General Statutes 20-185 relating to certain benefit allowances to enforcement officers employed by the Department of Motor Vehicles.

Referred to Committee on Appropriations.

By Representative West of Clay:

H. B. 893, a bill to be entitled an act to repeal Chapter 85 of the Session Laws of 1959 and to amend General Statutes 115-19 relating to the nomination, appointment, and qualifications of members of the Clay County Board of Education and fixing their terms of office.

Referred to Committee on Education.

By Representative Griggs:

H. B. 894, a bill to be entitled an act to amend Chapter 652, Session Laws of 1949, relating to the nomination and election of members of the Currituck County Board of Commissioners so as to provide that the district candidates shall be elected by a vote of the people of the County as a whole.

Referred to Committee on Counties, Cities and Towns.

By Representative Whitehurst:

H. B. 895, a bill to be entitled an act to amend General Statutes 9-25 relating to Grand Juries in Craven County.

Referred to Committee on Judiciary No. 1.

By Representative Coates:

H. B. 896, a bill to be entitled an act relating to fees to be deposited for jury trials in the Clayton District Recorders Court.

Referred to Committee on Salaries and Fees.

By Representative Umstead:

H. B. 897, a bill to be entitled an act to prohibit any defense of the Statutes of Limitations against the collection of cost of care, treatment, furnishing of drugs and medicine, and maintenance at the North Carolina Memorial Hospital of the University of North Carolina.

Referred to Committee on Judiciary No. 2.

By Representatives Kemp and Hines:

H. B. 898, a bill to be entitled an act to amend the Charter of the City of Greensboro, Chapter 37, Private Laws of 1923, as revised and amended by Chapter 1137, Session Laws of 1959.

Referred to Committee on Propositions and Grievances.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

Senate Committee Substitute for H. B. 401, a bill to be entitled an act to give the Sheriff of Richmond County the care, custody and control of the jail of said County; to provide for the appointment of certain deputy sheriffs and fix their compensation, and to provide certain allowances for the maintenance and operation of the office of Sheriff of Richmond County, and to fix the compensation of the Clerk of the Superior Court for his services as Juvenile Judge.

Returned for concurrence.

On motion of Representative Nicholson the House adopts the Senate Committee Substitute.

Passes its second and third readings and is ordered enrolled.

S. B. 242, a bill to be entitled an act to amend General Statutes 58-250.1, relating to notice to the insured as to the effect of misrepresentations and omission of information in application for hospitalization insurance policies and right of such person to return the policy and receive a full refund of premium.

Referred to Committee on Insurance.

S. B. 301, a bill to be entitled an act to continue the incorporation of the Town of Garner and to revise, amend and consolidate the statutes that constitute the Charter of the Town of Garner.

Referred to Committee on Local Government.

#### CALENDAR

Bills and resolutions are taken up and disposed of as follows:

H. B. 771, a bill to be entitled an act to amend Chapter 316 of the 1943 Session Laws relating to the taxation and regulation of professional bondsmen in Cumberland County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 777, a bill to be entitled an act to amend General Statutes 6-52 relating to fees of witnesses in Transylvania County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 781, a bill to be entitled an act to provide for the systematic advertising of the resources and advantages of Rowan County and to authorize expenditures therefor.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 782, a bill to be entitled an act to repeal Chapter 212 of the Public-Local Laws of 1941 relating to appropriations to the Samuel C. Hart Post, American Legion, for charity work.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 790, a bill to be entitled an act adopting official record of uncollected taxes for the years 1951 through 1958 for the County of Buncombe and the City of Asheville.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 805, a bill to be entitled an act to repeal the law relating to the holding of primary elections in the Town of Benson in Johnston County and to amend Chapter 539 of the Session Laws of 1943 relating to general municipal elections in said Towns.

Passes its second and third readings and is ordered sent to the Senate.

S. B. 243, a bill to be entitled an act to amend General Statutes 1-109, relating to prosecution bonds in civil actions in Union County.

On motion of Representative Hawfield the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate for concurrence in House amendment.

S. B. 273, a bill to be entitled an act to provide that General Statutes 77-14, prohibiting obstruction in streams and drainage ditches, shall apply to Halifax County.

On motion of Representative Newman consideration of the bill is postponed until Thursday, May 25, 1961.

S. B. 304, a bill to be entitled an act making Iredell County "Stock Law Territory".

Passes its second and third readings and is ordered enrolled.



H. B. 436, a bill to be entitled an act to amend General Statutes 7-70.2, relating to the drawing of the grand jury and petit jurors for terms of Superior Court in cities other than county seats.

On motion of Representative Kemp the bill is recommitted to the Committee on Courts and Judicial Districts.

H. B. 489, a bill to be entitled an act to amend General Statutes 7-134.1 so as to place the duty of distributing warrants to Justices of the Peace.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 523, a bill to be entitled an act to amend General Statutes 45-21.38 relating to the abolition of deficiency judgments where mortgage represents part of the purchase price.

On motion of Representative Harris of Wake consideration of the bill is postponed until Thursday, May 25, 1961.

H. B. 633, a bill to be entitled an act relating to salary and collection of fees by the private secretary to the Governor.

On motion of Representative Zollicoffer consideration of the bill is postponed until Thursday, May 25, 1961.

H. B. 636, a bill to be entitled an act to amend the General Statutes relating to the inspection of ice cream plants, creameries and cheese factories.

On motion of Representative Godwin the amendment heretofore offered is withdrawn from the bill.

Representative Godwin offers an amendment which is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 681, a bill to be entitled an act to amend Article 21 of Chapter 153 of the General Statutes relating to the Western North Carolina Regional Planning Commission.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 689, a bill to be entitled an act amending Article 20 of Chapter 15 of the General Statutes so as to require the Solicitor when praying that a suspended sentence be placed into effect to have served upon the defendant a Bill of Particulars setting forth the time, place and manner in which the terms of said sentence are alleged to have been violated.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 702, a bill to be entitled an act to amend General Statutes 95-86 relating to minimum wages of salesmen, taxicab drivers and operators.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 724, a bill to be entitled an act to increase the maximum punishment for safe-cracking and safe robbery.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 746, a bill to be entitled an act to authorize the recovery of civil damages due to the malicious or wilful destruction of property by minors.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 749, a bill to be entitled an act to provide for the election of a tax supervisor in Graham County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 764, a bill to be entitled an act to amend General Statutes 160-453.11 and General Statutes 160-453.23 so as to extend the effective date of municipal annexation by election to July 1, 1962.

Passes its second and third readings and is ordered sent to the Senate.

On motion of Representative Whitehurst, duly seconded, the House adjourns to meet tomorrow at 12 o'clock noon.

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## NINETY-SECOND DAY

HOUSE OF REPRESENTATIVES  
Thursday, May 25, 1961

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hunt.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Greenwood, for the Committee on the Journal, reports the Journal of yesterday has been examined, found correct, and without objection same stands approved as written.

On motion of Representative Drummond, John Siewers of Forsyth County is made an honorary page of the House of Representatives.

On motion of Representative Nicholson, Bonnie Poplin, Sherry Beane, and Daphne Britt of Richmond County are made honorary pagettes of the House of Representatives.

A leave of absence is granted Representative Drummond for Friday, May 26, 1961.

A leave of absence is granted Representative Martin for Friday, May 26, 1961.

A leave of absence is granted Representative Hill for Friday, May 26, 1961.

On motion of Representative Zollicoffer, Joel T. Cheatham, III, and Allison C. Zollicoffer of Vance County are made honorary pages of the House of Representatives.

On motion of Representative Leatherman, Kimberly O'Neal Brady and John Robert Brady, Jr. are made honorary pageette and page, respectively, of the House of Representatives.

#### ENGROSSED BILLS

Representative Thomas, for the Committee on Engrossed Bills, reports the following bills and resolutions have been carefully considered, found properly engrossed, and asks that they be sent to the Senate.

It is so ordered.

H. B. 636, a bill to be entitled an act to amend the General Statutes relating to the inspection of ice cream plants, creameries and cheese factories.

#### REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Representative Woodard of Northampton, for the Committee on Agriculture.

H. B. 695, a bill to be entitled an act to amend General Statutes 153-9 so as to authorize the County Commissioners of Lincoln County to assist financially the Soil Conservation Services.

With a favorable report.

H. B. 696, a bill to be entitled an act to amend Chapter 139 of the General Statutes relating to soil conservation districts, watershed improvement districts, and watershed improvement programs, so as to change the name of such districts, change the membership of the soil and water conservation committee, and clarify various provisions of said Chapter.

With a favorable report.

H. B. 768, a bill to be entitled an act to amend General Statutes 153-9 relating to the power of the Boards of County Commissioners to promote farm soil conservation work.

With a favorable report.

H. B. 843, a bill to be entitled an act to amend General Statutes 20-38(bb) with regard to the definition of special mobile equipment for vehicle registration purposes.

With a favorable report.

On motion of Representative Woodard of Northampton the bill is re-committed to Committee on Finance.



H. B. 847, a bill to be entitled an act to amend Article 1, Chapter 106 of the General Statutes relating to "Board of Agriculture, Membership."

With a favorable report.

By Representative Hardy, for the Committee on Banks and Banking.

H. B. 799, a bill to be entitled an act to amend Chapter 46, Public-Local Laws of 1917, relating to the county depository of Robeson County.

With a favorable report.

H. B. 851, a bill to be entitled an act to amend S. B. 9, entitled "An act relating to the North Carolina Small Loans Act", ratified March 3, 1961, so as to extend for sixty days the time within which persons may not commence operating a small loan business.

With a favorable report.

S. B. 21, a bill to be entitled an act to relieve the Attorney General of serving on the State Board of Assessment, the Board of Directors of the North Carolina State Art Society and the State Banking Commission.

With a favorable report.

S. B. 189, a bill to be entitled an act to amend Chapter 153 of the General Statutes of North Carolina relating to the investment of county funds.

With an unfavorable report.

By Representative Wicker, for the Committee on Finance.

H. B. 796, a bill to be entitled an act to provide for the creation and enlargement of metropolitan sewerage districts and for the issuance thereby of general obligation bonds and revenue bonds.

With a favorable report.

H. B. 834, a bill to be entitled an act to authorize the Town Council of the Town of Carolina Beach to use non-tax funds for advertising.

With a favorable report.

By Representative Davis of Lenoir, for the Committee on Health.

H. B. 699, a bill to be entitled an act creating a State Board of Dental Laboratory Examiners and fixing its powers and duties.

With an unfavorable report.

H. B. 754, a bill to be entitled an act relating to mosquito control in Onslow County.

With a favorable report.

H. B. 798, a bill to be entitled an act to amend General Statutes 130-95 relating to venereal disease reports.

With a favorable report.

H. B. 859, a bill to be entitled an act to amend Article 2, Chapter 90 of the General Statutes relating to veterinarians.

With a favorable report.

By Representative Wooten, for the Committee on Judiciary No. 1.

H. B. 445, a bill to be entitled an act to create a State Board of Examiners in Psychology, to define the duties and powers of that Board, to provide for the examination and certification of psychologists, and to provide penalties for the violation of this Act.

With an unfavorable report.

Committee Substitute for H. B. 811, a bill to be entitled an act relating to joint ownership of stock, bonds or other securities of domestic and foreign corporations with right of survivorship.

With an unfavorable report as to bill, favorable as to Committee Substitute bill.

On motion of Representative Wooten the substitute bill is adopted.

H. B. 895, a bill to be entitled an act to amend General Statutes 9-25 relating to Grand Juries in Craven County.

With a favorable report.

S. B. 146, a bill to be entitled an act to amend General Statutes 105-296 relating to tax exempt real property.

With a favorable report.

By Representative Crawford, for the Committee on Judiciary No. 2.

H. B. 717, a bill to be entitled an act to amend H. B. 121, enacted by the 1961 General Assembly, entitled "An Act to change the style of the name of the Town of Graham in Alamance County to the City of Graham and to provide a consolidated and revised Charter therefor".

With a favorable report.

Committee Substitute for H. B. 776, a bill to be entitled an act to rewrite General Statutes 14-287 relating to unused and exposed wells.

With an unfavorable report as to bill, favorable as to committee substitute bill.

On motion of Representative Crawford the substitute bill is adopted.

H. B. 879, a bill to be entitled an act providing for the presentation to the Tax Supervisor of Brunswick County of deeds and other instruments prior to registration.

With a favorable report.

S. B. 177, a bill to be entitled an act to provide for the central registration of marriage certificates.

With a favorable report, as amended.

By Representative Harris of Wake, for the Committee on Local Government.

Committee Substitute for H. B. 427, a bill to be entitled an act to amend General Statutes 130-148 relating to the extension of sanitary districts.

With an unfavorable report as to bill, favorable as to committee substitute bill.

On motion of Representative Harris of Wake the substitute bill is adopted.

H. B. 738, a bill to be entitled an act to amend the Urban Redevelopment Law to authorize redevelopment of non-residential areas; to provide for conservation, rehabilitation and reconditioning areas; and to clarify and simplify procedural requirements.

With a favorable report, as amended.

H. B. 757, a bill to be entitled an act to extend the jurisdiction of police officers of the Town of Mayodan in Rockingham County.

With a favorable report.

H. B. 758, a bill to be entitled an act to change the style of the name of the Town of Leaksville to City of Leaksville in Rockingham County.

With a favorable report.

H. B. 760, a bill to be entitled an act to amend Chapter 220 of the Session Laws of 1953, the same being the Charter of the Town of Kill Devil Hills, so as to increase the number of Commissioners of said Town from three to five.

\* With a favorable report.

H. B. 766, a bill to be entitled an act relating to town offices and municipal elections in the Town of Winton in Hertford County.

With a favorable report, as amended.

H. B. 772, a bill to be entitled an act to create a Peace Officers' Relief Fund for the County of Rockingham.

With a favorable report.

H. B. 775, a bill to be entitled an act to amend General Statutes 47-30 relating to mapping requirements by exempting Davie County from the requirements that map lines shall be made by horizontal measurements.

With a favorable report.

H. B. 784, a bill to be entitled an act to provide for the appointment of an Assistant Coroner by the Board of County Commissioners of Hertford County.

With a favorable report.



H. B. 809, a bill to be entitled an act to amend General Statutes 2-53 relating to certain powers and duties of the Clerk of the Superior Court of Wake County.

With a favorable report.

H. B. 815, a bill to be entitled an act to authorize policemen and other law enforcement officers of the Town of Garner to make arrests and serve criminal process at any place in Wake County within a radius of one mile distance from the Corporate limits of said Town.

With a favorable report.

H. B. 819, a bill to be entitled an act to amend the Charter of the City of Greensboro, as revised and reorganized by Chapter 1137 of the Session Laws of 1959; to amend Section 135 of Chapter 18 of the General Statutes of North Carolina; and to repeal Chapter 360, Session Laws of 1955.

With a favorable report.

H. B. 855, a bill to be entitled an act relating to the election and terms of office of members of the Board of County Commissioners of Hertford County.

With a favorable report, as amended.

S. B. 90, a bill to be entitled an act to amend Chapter 885 of the Session Laws of 1959 relating to the compensation of certain officials and employees of Randolph County.

With a favorable report.

S. B. 303, a bill to be entitled an act to abolish the office of County Treasurer of Gaston County.

With a favorable report.

On motion of Representative Harris of Wake, the bill is placed on the Calendar for Tuesday, May 30, 1961.

S. B. 311, a bill to be entitled an act to amend General Statutes 160-227.1 authorizing the City of Oxford to regulate the platting and recording of subdivisions of land.

With a favorable report.

By Representative Byrum, for the Committee on Propositions and Grievances.

H. B. 376, a bill to be entitled an act relating to the membership of the Pasquotank County Board of Alcoholic Control.

With an unfavorable report.

H. B. 704, a bill to be entitled an act authorizing the qualified voters of the Town of Jamestown to vote upon the establishment of liquor control stores in the Town of Jamestown.

With a favorable report, as amended.

H. B. 705, a bill to be entitled an act to amend Chapter 83 of the Private Laws of 1935 relating to the control of amusements and the sale of intoxicating beverages in the vicinity of High Point Municipal Park in Jamestown Township.

With a favorable report, as amended.

H. B. 877, a bill to be entitled an act to authorize the Board of County Commissioners, in its discretion, to cause elections to be held in Hatteras or Kennekeet Townships in Dare County, for the purpose of determining whether or not beer and/or wine should be sold in either of said Townships.

With a favorable report.

H. B. 882, a bill to be entitled an act to prohibit the operation of pool rooms and billiard parlors on Sunday in Columbus County.

With a favorable report.

H. B. 898, a bill to be entitled an act to amend the Charter of the City of Greensboro, Chapter 37, Private Laws of 1923, as revised and amended by Chapter 1137, Session Laws of 1959.

With a favorable report.

By Representative Gregory of Harnett, for the Committee on Salaries and Fees.

H. B. 778, a bill to be entitled an act to establish the compensation to be paid to the members of the Board of Commissioners of Mitchell County.

With a favorable report, as amended.

H. B. 779, a bill to be entitled an act to provide for the compensation of the Treasurer-Tax Collector of Mitchell County.

With a favorable report, as amended.

H. B. 788, a bill to be entitled an act to increase the compensation of the Clerk of Superior Court and the Register of Deeds of Tyrrell County.

With a favorable report.

H. B. 842, a bill to be entitled an act to fix the fees of the Register of Deeds of Johnston County.

With a favorable report, as amended.

H. B. 866, a bill to be entitled an act to fix and regulate the salaries of certain officials in Person County and to provide for salary increases of the personnel in their offices.

With a favorable report.

H. B. 880, a bill to be entitled an act to enable the Board of County Commissioners of Gaston County to set and regulate all fees incident to the operation of the Register of Deeds office in Gaston County.

With a favorable report.

## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representative Henley:

H. B. 899, a bill to be entitled an act to rewrite Article 31, Chapter 115, North Carolina General Statutes relating to licensing private business, trade and correspondence schools.

Referred to Committee on Education.

By Representative Lloyd:

H. B. 900, a bill to be entitled an act to project and secure the people of the State in the enjoyment, ownership and use of their property and to prohibit disorderly conduct, unlawful trespass and unlawful interference with the conduct and administration of private business.

Referred to Committee on Judiciary No. 1.

By Representative Spruill:

H. B. 901, a bill to be entitled an act to provide for selection of members of the Board of Education and members of the Board of County Commissioners of Bertie County.

Referred to Committee on Education.

By Representative Arledge:

H. B. 902, a bill to be entitled an act to levy an additional privilege license tax upon branch or retail grocery or food stores.

Referred to Committee on Finance.

By Representative Johnson:

H. B. 903, a bill to be entitled an act to amend Chapter 596 of the Session Laws of 1949, the same being the Charter of the Town of Wallace, relating to Town purchase procedures and contracts for Town improvements.

Referred to Committee on Local Government.

And,

H. B. 904, a bill to be entitled an act to authorize the governing body of the Town of Wallace to sell certain surplus real property.

Referred to Committee on Local Government.

By Representatives Wood, Hamrick, Rodenbough, Davis of Lenoir, Umstead, Drummond, Felmet, Blue and Fearing:

H. B. 905, a bill to be entitled an act to rewrite General Statutes 14-329 regarding the punishment for various acts of trafficking in spirituous liquor containing foreign properties or ingredients poisonous to the human system.

Referred to Committee on Judiciary No. 1.



By Representatives Womble and McMillan of Wake:

H. B. 906, a bill to be entitled an act relating to the ad valorem taxation of tobacco in Wake County.

Referred to Committee on Local Government.

By Representative Zollicoffer:

H. B. 907, a bill to be entitled an act to amend General Statutes 7-70 so as to add a December civil term to the Superior Court schedule in Vance County for the years 1961 and 1962.

Referred to Committee on Courts and Judicial Districts.

And,

H. R. 908, a joint resolution urging the members of the North Carolina Delegation in the U. S. Congress to take appropriate steps to release the undeveloped lands in the vicinity of John H. Kerr Reservoir in Vance County.

Referred to Committee on Conservation and Development.

By Representative Thomas:

H. B. 909, a bill to be entitled an act to amend General Statutes 67-34 so as to exclude Johnston County.

Referred to Committee on Judiciary No. 1.

By Representative Pickard:

H. B. 910, a bill to be entitled an act to amend H. B. 166, ratified on the 28th day of March, 1961, being the Charter of the City of Burlington, in relation to the effect of annexation proceedings, the office of city clerk and treasurer, and investment of city funds.

Referred to Committee on Judiciary No. 2.

By Representative Coffey:

H. B. 911, a bill to be entitled an act to provide for the nomination and election of the members of the Board of Education of Watauga County by direct vote of the people.

Referred to Committee on Elections and Election Laws.

By Representative Holcombe:

H. B. 912, a bill to be entitled an act to provide clerical assistance for the Clerk of the Superior Court and the County Accountant of Yancey County.

Referred to Committee on Counties, Cities and Towns.

By Representative Fearing:

H. B. 913, a bill to be entitled an act to incorporate the Town of Nags Head in Dare County.

Referred to Committee on Local Government.

By Representative Rodenbough:

H. B. 914, a bill to be entitled an act to amend General Statutes 153-10.1 relating to the removal and disposal of trash, garbage and other refuse in rural areas by making the same applicable to Stokes County.

Referred to Committee on Counties, Cities and Towns.

And,

H. B. 915, a bill to be entitled an act to amend Section 9.35½, Article 2, Chapter 153, of the General Statutes of North Carolina relating to the promotion of soil conservation work, so as to make it apply to Stokes County.

Referred to Committee on Agriculture.

By Representative Umstead:

H. B. 916, a bill to be entitled an act to create an Advisory Council to the administration of O'Berry School and Cherry Hospital.

Referred to Committee on Mental Institutions.

By Representative Whitehurst:

H. B. 917, a bill to be entitled an act to prohibit the sale of contaminated feed to livestock and poultry.

Referred to Committee on Agriculture.

By Representative Story:

H. B. 918, a bill to be entitled an act to provide that municipal elections in the Town of Ronda in Wilkes County shall be regulated and controlled as provided by Article 3 of Chapter 160 of the General Statutes of North Carolina.

Referred to Committee on Elections and Election Laws.

By Representative Kemp and Hines:

H. B. 919, a bill to be entitled an act to amend Chapter 170 Public-Local Laws of 1937, as amended by Chapter 848 of the 1961 Session Laws, so as to clarify the special tax authorized in Guilford County for the support and maintenance of the poor and the County Welfare Department.

Referred to Committee on Local Government.

And,

H. B. 920, a bill to be entitled an act to amend General Statutes 153-9(9) relating to designating sites for county buildings.

Referred to Committee on Local Government.

And,

H. B. 921, a bill to be entitled an act amending General Statutes 160-68 so as to provide for eight Library Trustees in the City of High Point.

Referred to Committee on Local Government.

And,

H. B. 922, a bill to be entitled an act to amend General Statutes 7-70 (Eighteenth District) to change the place for holding terms of Superior Court in the High Point Division.

Referred to Committee on Local Government.

And,

H. B. 923, a bill to be entitled an act to amend Chapter 702 of the 1949 Session Laws of North Carolina relating to the salaries of the Judge and Solicitor of the Municipal Court of the City of High Point, and the term of office of the Solicitor.

Referred to Committee on Local Government.

And,

H. B. 924, a bill to be entitled an act relating to the compensation of certain officials in Guilford County.

Referred to Committee on Local Government.

By Representative Woodard of Wilson:

H. B. 925, a bill to be entitled an act to fix the compensation of employees of the General Assembly.

Referred to Committee on Appropriations.

And,

H. B. 926, a bill to be entitled an act relative to the compensation of the sub-officers of the General Assembly.

Referred to Committee on Appropriations.

By Representative Reid:

H. B. 927, a bill to be entitled an act authorizing the Town of Mount Airy in Surry County to pass ordinances authorizing the issuance of bonds for paying the cost of street improvements and of a municipal building notwithstanding any limitation of debt in the Municipal Finance Act or in any other law.

Referred to Committee on Finance.

And,

H. B. 928, a bill to be entitled an act to validate actions heretofore taken by the Board of Commissioners of the Town of Mount Airy in Surry County.



On motion of Representative Reid the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representative Newman:

H. B. 929, a bill to be entitled an act to amend General Statutes 20-119 relating to special permits for vehicles of excessive size or weight so as to provide no such permits shall be required for certain farm machinery and equipment.

Referred to Committee on Roads and Highway Safety.

By Representatives Harris of Wake, Woodard of Wilson, Potts, Fearing, High, Henley and Courtney:

H. B. 930, a bill to be entitled an act to reward safe drivers by amending Article 25 of Chapter 58 of the General Statutes to equitably regulate automobile liability insurance rates and establish a safe driver reward plan.

Referred to Committee on Insurance.

#### SPECIAL MESSAGE FROM THE SENATE

Senate Chamber  
Wednesday, May 24, 1961

*Mr. Speaker:*

Pursuant to your request we are returning herewith H. B. 480, entitled, "A bill to be entitled an act to amend General Statutes 14-275.1 so as to make it a misdemeanor to engage in disorderly conduct at any public place", for further consideration by your Honorable Body.

Respectfully,

S. Ray Byerly  
*Principal Clerk*

On motion of Representative Calder the vote by which the bill passed its second and third readings is reconsidered.

On motion of Representative Calder, the bill is recommitted to the Committee on Judiciary No. 1.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

H. B. 632, a bill to be entitled an act pertaining to deputy clerks of the Recorder's Court of Randolph County.

Returned for concurrence.

On motion of Representative Garner the House concurs in the Senate amendment and the bill is ordered enrolled.

S. B. 207, a bill to be entitled an act to amend General Statutes 28-170 to make it clear that a trustee, guardian, administrator, collector or other personal representative is entitled to commissions upon taxes withheld at the source.

Referred to Committee on Judiciary No. 1.

S. B. 305, a bill to be entitled an act to amend Article 20A of Chapter 153 of the General Statutes relative to subdivision control so as to make the same applicable to Iredell County.

Referred to Committee on Counties, Cities and Towns.

S. B. 306, a bill to be entitled an act to amend Article 20B of Chapter 153 of the general Statutes relative to county zoning and building regulations so as to make the same applicable to Iredell County.

Referred to Committee on Counties, Cities and Towns.

S. B. 307, a bill to be entitled an act to include Randolph as one of the counties in which the use of indecent or profane language in a public place is prohibited.

Referred to Committee on Local Government.

S. B. 309, a bill to be entitled an act to amend Chapter 158 of the General Statutes to authorize the establishment of Economic Development Commissions, and to amend Chapter 153 to authorize the establishment of Regional Planning Commissions, by political subdivisions.

Referred to Committee on Conservation and Development.

S. B. 326, a bill to be entitled an act to amend General Statutes 14-335 relating to the punishment for public drunkenness in Davidson County.

Referred to Committee on Local Government.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 484, a bill to be entitled an act relating to the power of the Board of Commissioners of the Town of Huntersville to levy taxes and fix the salary of the Town Clerk.

On motion of Representative Vogler the Committee amendments are adopted constituting the first reading of the bill.

H. B. 637, a bill to be entitled an act to authorize and direct the Board of Education of Haywood County to control, operate and administer all of the public schools of Haywood County including the public schools now operated and administered by any city administrative unit in said County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 721, a bill to be entitled an act to change the name of the Mecklenburg County Board of Education.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 767, a bill to be entitled an act to authorize the Board of Commissioners of the Town of Valdese to appropriate and pay funds to the Valdese Community Center.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 770, a bill to be entitled an act to amend Chapter 402 of the Session Laws of 1947 relating to the establishment of Winston-Salem Firemen's Retirement Fund Association.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 786, a bill to be entitled an act to authorize the Sheriff of Person County to appoint Special Officers at the request of citizens operating business establishments.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 800, a bill to be entitled an act to amend Chapter 111, Session Laws of 1951, relating to Libraries and facilities in the Superior and Recorders' Courts of Robeson County, North Carolina.

On motion of Representative McMillan, consideration of the bill is postponed until Monday, May 29, 1961.

H. B. 804, a bill to be entitled an act relating to damage to property by dogs in Craven County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 806, a bill to be entitled an act to provide for settlement and disbursement of certain funds in the hands of the Clerk of Superior Court of Johnston County as of May 7, 1959.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 821, a bill to be entitled an act to extend the jurisdiction of police officers to two miles beyond the city limits of the City of Asheville.

On motion of Representative Jordan, consideration of the bill is postponed until Friday, June 9, 1961.

H. B. 822, a bill to be entitled an act to amend Chapter 789, Session Laws of 1955, to provide for the compensation of the Mayor and Aldermen of the Town of Long View in Catawba County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 824, a bill to be entitled an act to authorize the City of Raleigh, the City of Durham, the County of Durham and the County of Wake to



convey at private sale certain property at the Raleigh-Durham Airport to the State of North Carolina for National Guard purposes.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 825, a bill to be entitled an act to authorize the City Council of the City of Durham to provide for auxiliary policemen and auxiliary firemen upon the conditions, restrictions, and limitations more specifically described herein; and for other purposes.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 830, a bill to be entitled an act to amend Chapter 673 of the Session Laws of 1945 relating to taxing and regulation of professional bondsmen in New Hanover County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 831, a bill to be entitled an act to amend Chapter 135 of the Session Laws of 1953 relating to the establishment of a law library for the public officials and courts of New Hanover County, and to provide a fund for court improvement and maintenance in said County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 832, a bill to be entitled an act to amend Chapter 459 of the Public-Local Laws of 1935 relating to the commitment of inebriates to the County Farm in New Hanover County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 833, a bill to be entitled an act to provide for the election of members of the Council of the Town of Carolina Beach and to fix their terms of office.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 850, a bill to be entitled an act relating to the change of day for holding the municipal elections in the City of Oxford.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 856, a bill to be entitled an act amending Chapter 224, Private Laws of 1927, by adding the opening, clearing, grading, drainage, and otherwise improving streets, avenues and alleys dedicated for public use by a recorded map or plat to the classes of local improvements authorized by said act.

Passes its second and third readings and is ordered sent to the Senate.

S. B. 273, a bill to be entitled an act to provide that General Statutes 77-14, prohibiting obstruction in streams and drainage ditches, shall apply to Halifax County.

Passes its second and third readings and is ordered sent to the Senate.

S. B. 274, a bill to be entitled an act to authorize the Board of County Commissioners of Mecklenburg County and the City Council of the City of Charlotte to appropriate funds from sources other than taxation to the

North Carolina Department of Conservation and Development to aid in the payment of the expense of the International Trade Fair to be held in Charlotte and Mecklenburg County.

Passes its second and third readings and is ordered enrolled.

S. B. 287, a bill to be entitled an act to provide for an election in the City of Shelby, North Carolina, upon the question of adopting the City Manager form of government.

Passes its second and third readings and is ordered enrolled.

S. B. 292, a bill to be entitled an act to define the jurisdiction of the law enforcement officers of the City of Hendersonville Board of Alcoholic Control.

Passes its second and third readings and is ordered enrolled.

H. B. 812, a bill to be entitled an act to add a new Article to the Drainage District Law by amending Chapter 156 of the General Statutes to provide for improvements, renovation, enlargement and extension of canals, structures and boundaries and to amend various sections of the Drainage District Law.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efird, Everett, Fearing, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—115.

Those voting in the negative are: None.

House Committee Substitute for S. B. 179, a bill to be entitled an act to amend Article VI, Section 2, of the Constitution of North Carolina so as to permit new residents not qualified to vote only because of insufficient residence time, to vote for Presidential and Vice-Presidential Electors.

On motion of Representative Zollicoffer, consideration of the bill is postponed until Tuesday, May 30, 1961.

H. B. 523, a bill to be entitled an act to amend General Statutes 45-21.38 relating to the abolition of deficiency judgments where mortgage represents part of the purchase price.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 633, a bill to be entitled an act relating to salary and collection of fees by the private secretary to the Governor.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 810, a bill to be entitled an act to amend General Statutes 58-254.8 with reference to certain kinds of security for payment of debts.

On motion of Representative Whitehurst, consideration of the bill is postponed until Tuesday, May 30, 1961.

H. B. 826, a bill to be entitled an act to amend General Statutes 47-30 relating to the registration of land maps.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 827, a bill to be entitled an act providing for service of process upon non-resident operators of watercraft and upon the personal representatives of deceased non-resident operators of watercraft.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 839, a bill to be entitled an act to amend General Statutes 156-61 relating to drainage districts and authorizing the Board of County Commissioners to advance funds for administration expenses and requiring repayment of same from assessments levied.

Passes its second and third readings and is ordered sent to the Senate.

H. R. 840, a joint resolution authorizing the Governor to appoint a Commission to study and make recommendations to the Governor as to the necessity and advisability of reorganization of State government in the interest of more efficient and economical administration.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 846, a bill to be entitled an act to rewrite General Statutes 153-111 and General Statutes 160-398 authorizing the destruction of paid bonds and coupons of counties, cities and towns.

Passes its second and third readings and is ordered sent to the Senate.

S. B. 136, a bill to be entitled an act regulating the transportation of migratory farm workers.

The motion of Representative Newman to lay the bill on the Table fails of adoption.

Passes its second and third readings and is ordered enrolled.

House Committee Substitute for S. B. 191, a bill to be entitled an act to amend General Statutes 163-25, Subsection G, by adding a new paragraph to clarify the voting rights of college students.



Passes its second reading.

Representative Hicks objects to the third reading, and the bill remains on the Calendar.

#### ENROLLED BILLS

Representative Britt, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 861. A Joint Resolution honoring the memory of Honorable E. B. Jeffress, former member of the General Assembly from Guilford County.

H. R. 862. A Joint Resolution providing for the election of John W. Clark as an honorary lifetime member of the Board of Trustees of The Consolidated University of North Carolina.

S. B. 266. An Act to amend Chapter 153 of the General Statutes so as to authorize a tax levy in Granville County for county building and repair purposes.

S. B. 304. An Act making Iredell County "Stock Law Territory".

H. B. 401. An Act to give the Sheriff of Richmond County the care, custody and control of the jail of said County; to provide for the appointment of certain deputy sheriffs and fix their compensation and to provide certain allowances for the maintenance and operation of the office of Sheriff of Richmond County, and to fix the compensation of the Clerk of the Superior Court for his services as Juvenile Judge.

H. B. 459. An Act to amend Article 17A of Chapter 7 of the General Statutes relating to warrants and receipts so as to include Macon County.

H. B. 628. An Act to authorize the qualified voters of the City of Burlington and the City of Graham to determine whether Alcoholic Beverage Control Stores shall be established in said cities and to prescribe the method of operation and the disposition of the net profits thereof.

H. B. 675. An Act to amend H. B. 217, ratified April 5, 1961, relating to travel expense allowance for the Board of Education of Halifax County.

H. B. 684. An Act requiring that all deeds, deeds of trust and mortgages on real estate accepted for probate and registration in Macon County shall show thereon the name of the draftsman and the source of the title.

H. B. 732. An Act to amend Chapter 57 of the Session Laws of 1959 relating to the letting of public contracts for school construction purposes in Brunswick County.

H. B. 791. An Act to revise the Charter of the Town of Dallas, in Gaston County, North Carolina.

On motion of Representative Calder, duly seconded, the House adjourns to meet tomorrow at 9:30 o'clock A. M.

## NINETY-THIRD DAY

HOUSE OF REPRESENTATIVES

Friday, May 26, 1961

The House meets pursuant to adjournment and is called to order by Representative Harris of Wake, designated by Mr. Speaker Hunt as Speaker Pro Tempore.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative West of Clay, for the Committee on the Journal, reports the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Hines, Judith Arline Thornlow, Ruby Lee Thompson, Victoria Louise Thompson, and Rebecca Barry Markham of Guilford County are made honorary pagettes of the House of Representatives.

On motion of Representative Kemp, Bobby Manning of Guilford County is made an honorary page of the House of Representatives.

On motion of Representative Vogler, the courtesies of the floor are extended the Honorable Edward M. O'Herron, Jr., a former member of the House of Representatives from Mecklenburg County.

A leave of absence is granted Representative Hines for Monday night.

## REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Representative Griggs, for the Committee on Commercial Fisheries and Oyster Industry.

H. B. 869, a bill to be entitled an act to amend Chapter 113, Section 174.7 General Statutes of North Carolina, to change the license tax on commercial fishing boats.

With a favorable report.

On motion of Representative Bell, the bill is recommitted to Committee on Finance.

By Representative Henley, for the Committee on Education.

Committee substitute for H. B. 356, a bill to be entitled an act to amend General Statutes 115-168 and General Statutes 115-79 relating to school attendance personnel.

With an unfavorable report as to bill, favorable as to committee substitute bill.

On motion of Representative Henley, the substitute bill is adopted.

On motion of Representative Henley, the bill is recommitted to Committee on Appropriations.

H. B. 441, a bill to be entitled an act to authorize the operation of summer schools in the public school system of the state.

With a favorable report.

H. B. 686, a bill to be entitled an act to authorize the Guilford County Board of Education to sell certain real property at private sale.

With a favorable report.

H. B. 836, a bill to be entitled an act to fix the compensation of the members of the Columbus County Board of Education.

With a favorable report.

H. B. 885, a bill to be entitled an act relating to compensation for the Chairman and members of the Greene County Board of Education.

With a favorable report.

H. B. 901, a bill to be entitled an act to provide for selection of members of the Board of Education and members of the Board of County Commissioners of Bertie County.

With a favorable report.

By Representative Satterfield, for the Committee on Public Buildings and Grounds.

H. B. 837, a bill to be entitled an act providing for the perpetual preservation of the Legislative Chambers in the present Capitol Building and to provide for the future use and custodial care thereof.

With a favorable report, as amended.

By Representative Quinn, for the Committee on Roads and Highway Safety.

H. B. 236, a bill to be entitled an act to provide for license plates for wood haulers at one-half the usual rate.

With a favorable report, as amended.

On motion of Representative Quinn, the bill is recommitted to Committee on Finance.

H. B. 564, a bill to be entitled an act to strengthen the motor vehicle certificate of title laws by providing for a manufacturer's certificate of transfer for new motor vehicles and for the recordation and perfection of security interests in vehicles.

With a favorable report, as amended.

S. B. 259, a bill to be entitled an act to amend Article 1 of Chapter 116 of the General Statutes of North Carolina so as to make Chapter 20 of the General Statutes, relating to motor vehicles, applicable in the use of the streets, alleys and driveways on the grounds of Appalachian State



Teachers' College and to authorize the Appalachian Trustees to adopt traffic regulations.

With a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representatives Blue and Murphy:

H. B. 931, a bill to be entitled an act to create a North Carolina Health Insurance Advisory Board and define its organization duties and responsibilities.

Referred to Committee on Insurance.

By Representative Umstead:

H. B. 932, a bill to be entitled an act authorizing the Town of Chapel Hill to adopt minimum housing standards regulations for an area surrounding the town.

Referred to Committee on Judiciary No. 1.

By Representatives Wilson, Harris of Wake and Peel:

H. B. 933, a bill to be entitled an act to authorize the State Board of Education to conduct an experimental or pilot program in two or more school administrative units based upon merit pay for teachers who excel in their profession and to appropriate funds for the expenses of the program.

Referred to Committee on Education.

By Representative Felmet:

H. B. 934, a bill to be entitled an act to provide for payment of attorney's fees incurred by state employees in defending suits arising from activities of such employees in the course and scope of their employment for the state.

Referred to Committee on Judiciary No. 2.

By Representative Thornburg:

H. R. 935, a joint resolution expressing state policy regarding allotment of federal funds received for general support of public school operations.

Referred to Committee on Education.

By Representative Fearing:

H. B. 936, a bill to be entitled an act to appropriate funds to purchase additional land in the vicinity of Fort Raleigh.

Referred to Committee on Appropriations.

By Representatives Arledge, Sermons, Umstead, Jackson, and Bell:

H. B. 937, a bill to be entitled an act to allocate the net proceeds of the gasoline and oil inspection fees to the "State Secondary Road Fund" and to increase certain vehicle license fees and to allocate additional receipts realized from such increase to the "State Secondary Road Fund".

Referred to Committee on Finance.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 484, a bill to be entitled an act relating to the power of the Board of Commissioners of the Town of Huntersville to levy taxes and fix the salary of the Town Clerk.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Eagles, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Hamrick, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lupton, McFadyen, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—102.

Those voting in the negative are: None.

H. B. 754, a bill to be entitled an act relating to mosquito control in Onslow County.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Eagles, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Hamrick, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lupton, McFadyen, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson,

Slagle, Snyder, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—102.

Those voting in the negative are: None.

H. B. 695, a bill to be entitled an act to amend General Statutes 153-9 so as to authorize the County Commissioners of Lincoln County to assist financially the soil conservation services.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 704, a bill to be entitled an act authorizing the qualified voters of the Town of Jamestown to vote upon the establishment of liquor control stores in the Town of Jamestown.

On motion of Representative Hines, the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 705, a bill to be entitled an act to amend Chapter 83 of the Private Laws of 1935 relating to the control of amusements and the sale of intoxicating beverages in the vicinity of High Point Municipal Park in Jamestown Township.

On motion of Representative Hines, the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 757, a bill to be entitled an act to extend the jurisdiction of police officers of the Town of Mayodan in Rockingham County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 758, a bill to be entitled an act to change the style of the name of the Town of Leaksville to City of Leaksville in Rockingham County.

Passed its second and third readings and is ordered sent to the Senate.

H. B. 760, a bill to be entitled an act to amend Chapter 220 of the Session Laws of 1953, the same being the Charter of the Town of Kill Devil Hills, so as to increase the number of Commissioners of said town from three to five.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 766, a bill to be entitled an act relating to town officers and municipal elections in the Town of Winton in Hertford County.

On motion of Representative Jackson, the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 772, a bill to be entitled an act to create a Peace Officers' Relief Fund for the County of Rockingham.



Passes its second and third readings and is ordered sent to the Senate.

H. B. 775, a bill to be entitled an act to amend General Statutes 47-30 relating to mapping requirements by exempting Davie County from the requirements that map lines shall be made by horizontal measurements.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 778, a bill to be entitled an act to establish the compensation to be paid to the members of the Board of Commissioners of Mitchell County.

The committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 779, a bill to be entitled an act to provide for the compensation of the Treasurer-Tax Collector of Mitchell County.

On motion of Representative Slagle, the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 784, a bill to be entitled an act to provide for the appointment of an assistant coroner by the Board of County Commissioners of Hertford County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 788, a bill to be entitled an act to increase the compensation of the Clerk of Superior Court and the Register of Deeds of Tyrrell County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 799, a bill to be entitled an act to amend Chapter 46, Public-Local Laws of 1917, relating to the county depository of Robeson County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 809, a bill to be entitled an act to amend General Statutes 2-53 relating to certain powers and duties of the Clerk of Superior Court of Wake County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 815, a bill to be entitled an act to authorize policemen and other law enforcement officers of the Town of Garner to make arrests and serve criminal process at any place in Wake County within a radius of one mile distance from the corporate limits of said town.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 819, a bill to be entitled an act to amend the Charter of the City of Greensboro, as revised and reorganized by Chapter 1137 of the Session Laws of 1959; to amend Section 135 of Chapter 18 of the General Statutes of North Carolina; and to repeal Chapter 360, Session Laws of 1955.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 834, a bill to be entitled an act to authorize the Town Council of the Town of Carolina Beach to use non-tax funds for advertising.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 842, a bill to be entitled an act to fix the fees of the Register of Deeds of Johnston County.

On motion of Representative Thomas, the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 855, a bill to be entitled an act relating to the election and terms of office of members of the Board of County Commissioners of Hertford County.

On motion of Representative Jackson, the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 866, a bill to be entitled an act to fix and regulate the salaries of certain officials in Person County and to provide for salary increases of personnel in their offices.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 877, a bill to be entitled an act to authorize the Board of County Commissioners, in its discretion, to cause elections to be held in Hatteras or Kennakeet Townships in Dare County for the purpose of determining whether or not beer and/or wine should be sold in either of said townships.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 879, a bill to be entitled an act providing for the presentation to the Tax Supervisor of Brunswick County of deeds and other instruments prior to registration.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 880, a bill to be entitled an act to enable the Board of County Commissioners of Gaston County to set and regulate all fees incident to the operation of the Register of Deeds Office in Gaston County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 882, a bill to be entitled an act to prohibit the operation of pool-rooms and billiard parlors on Sunday in Columbus County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 895, a bill to be entitled an act to amend General Statutes 9-25 relating to grand juries in Craven County.

Passes its second and third readings and is ordered sent to the Senate.



H. B. 898, a bill to be entitled an act to amend the Charter of the City of Greensboro, Chapter 37, Private Laws of 1923 as revised and amended by Chapter 1137, Session Laws of 1959.

Representative Kemp offers an amendment which is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

S. B. 90, a bill to be entitled an act to amend Chapter 885 of the Session Laws of 1959 relating to the compensation of certain officials and employees of Randolph County.

Passes its second and third readings and is ordered enrolled.

S. B. 311, a bill to be entitled an act to amend General Statutes 160-227.1 authorizing the City of Oxford to regulate the platting and recording of subdivisions of land.

Passes its second and third readings and is ordered enrolled.

H. B. 812, a bill to be entitled an act to add a new Article to the Drainage District Law by amending Chapter 156 of the General Statutes to provide for improvements, renovation, enlargement and extension of canals, structures and boundaries and to amend various sections of the Drainage District Law.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Eagles, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Hamrick, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lupton, McFadyen, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—102.

Those voting in the negative are: None.

H. B. 796, a bill to be entitled an act to provide for the creation and enlargement of metropolitan sewerage districts and for the issuance thereby of general obligation bonds and revenue bonds.

Passes its second reading by the following vote and remains on the Calendar.



Those voting in the affirmative are: Representatives Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Eagles, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Hamrick, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lupton, McFadyen, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—102.

Those voting in the negative are: None.

S. B. 177, a bill to be entitled an act to provide for the central registration of marriage certificates.

On motion of Representative Crawford, the bill is recommitted to the Committee on Appropriations.

House Committee Substitute for S. B. 191, a bill to be entitled an act to amend General Statutes 163-25, Subsection g, by adding a new paragraph to clarify the voting rights of college students.

On motion of Representative Kemp, consideration of the bill is postponed until Tuesday, May 30, 1961.

S. B. 201, a bill to be entitled an act to amend the Charter of Mars Hill College passed by the General Assembly in 1905 and 1923, and being Chapter 326 of the Private Laws of 1905, and Chapter 43 of the Private Laws of 1923.

Passes its second and third readings and is ordered enrolled.

S. B. 206, a bill to be entitled an act to amend General Statutes 108-49 of Part 2 of Article 3 of Chapter 108 of the General Statutes to extend the definition of dependent children to include children in foster care.

Passes its second and third readings and is ordered enrolled.

S. B. 216, a bill to be entitled an act to amend Chapter 47 of the General Statutes relating to plats, subdivisions and land surveys and recording of same.

Passes its second and third readings and is ordered enrolled.

S. B. 217, a bill to be entitled an act to amend Chapter 47 of the General Statutes relating to plats, subdivisions and land surveys and recording of same.

Passes its second and third readings and is ordered enrolled.

S. B. 224, a bill to be entitled an act to amend General Statutes 143-36 so as to authorize the State Personnel Director, with the approval of the State Personnel Council and the Governor, to provide for a longevity, merit salary increase program for state employees.

Passes its second and third readings and is ordered enrolled.

S. B. 277, a bill to be entitled an act to validate certain foreclosure sales where the sale was conducted at a place other than as provided in the power of sale.

Passes its second and third readings and is ordered enrolled.

S. B. 290, a bill to be entitled an act to amend General Statutes 9-19 relating to exemptions from jury duty.

Passes its second and third readings and is ordered enrolled.

H. B. 427, a bill to be entitled an act to amend General Statutes 130-148 relating to the extension of sanitary districts.

On motion of Representative Lane, consideration of the bill is postponed until Monday, May 29, 1961.

H. B. 696, a bill to be entitled an act to amend Chapter 139 of the General Statutes relating to soil conservation districts, watershed improvement districts, and watershed improvement programs, so as to change the name of such districts, change the membership of the soil and water conservation committee, and clarify various provisions of said chapter.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 738, a bill to be entitled an act to amend the Urban Redevelopment Law to authorize redevelopment of non-residential areas; to provide for conservation, rehabilitation and reconditioning areas; and to clarify and simplify procedural requirements.

On motion of Representative Bell, the committee amendment is adopted constituting the first reading of the bill, as amended.

The bill remains on the Calendar for its second reading.

H. B. 768, a bill to be entitled an act to amend General Statutes 153-9 relating to the power of the boards of county commissioners to promote farm soil conservation work.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 776, a bill to be entitled an act to rewrite General Statutes 14-287 relating to unused and exposed wells.

On motion of Representative Palmer, consideration of the bill is postponed until Monday night, May 29, 1961.

H. B. 798, a bill to be entitled an act to amend General Statutes 130-95 relating to venereal disease reports.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 811, a bill to be entitled an act relating to joint ownership of stock, bonds or other securities of domestic and foreign corporations with right of survivorship.

On motion of Representative Wooten, consideration of the bill is postponed until Monday night, May 29, 1961.

H. B. 847, a bill to be entitled an act to amend Article 1, Chapter 106, of the General Statutes relating to "Board of Agriculture, Membership".

Passes its second and third readings and is ordered sent to the Senate.

H. B. 851, a bill to be entitled an act to amend S. B. 9, entitled "An act relating to the North Carolina Small Loans Act", ratified March 3, 1961, so as to extend for sixty days the time within which persons may not commence operating a small loan business.

Passes its second reading.

Representative Kiser objects to the third reading and the bill remains on the Calendar.

H. B. 859, a bill to be entitled an act to amend Article 2, Chapter 90, of the General Statutes relating to veterinarians.

Passes its second and third readings and is ordered sent to the Senate.

S. B. 21, a bill to be entitled an act to relieve the Attorney General of serving on the State Board of Assessment, the Board of Directors of the North Carolina State Art Society and the State Banking Commission.

Representative Rodenbough offers an amendment which is adopted.

Passes its second and third readings, as amended, and is ordered returned to the Senate for concurrence in House amendment.

S. B. 146, a bill to be entitled an act to amend General Statutes 105-296 relating to tax exempt real property.

On motion of Representative Kerr, the bill is recommitted to the Committee on Finance.

#### ENROLLED BILLS

Representative Britt, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 136. An Act regulating the transportation of migratory farm workers.

S. B. 243. An Act to amend General Statutes 1-109 relating to prosecution bonds in civil actions in Union County.

S. B. 273. An Act to provide that General Statutes 77-14, prohibiting obstruction in streams and drainage ditches, shall apply to Halifax County.



S. B. 274. An Act to authorize the Board of County Commissioners of Mecklenburg County and the City Council of the City of Charlotte to appropriate funds from sources other than taxation to the North Carolina Department of Conservation and Development to aid in the payment of the expense of the International Trade Fair to be held in Charlotte and Mecklenburg County.

S. B. 287. An Act to provide for an election in the City of Shelby, North Carolina, upon the question of adopting the City Manager Form of Government.

S. B. 292. An Act to define the jurisdiction of the law enforcement officers of the City of Hendersonville Board of Alcoholic Control.

H. B. 253. An Act to amend Chapter 122 of the General Statutes relating to hospitalization of the mentally disordered.

H. B. 254. An Act to provide for admission to state hospitals by certificates of physicians.

H. B. 273. An Act to authorize the North Carolina Hospitals Board of Control to change the name of the Western Carolina Training School.

H. B. 417. An Act to authorize counties to regulate the collection of garbage.

H. B. 481. An Act to amend Chapter 128 of the General Statutes relating to the North Carolina Local Governmental Employees' Retirement System.

H. B. 482. An Act to amend Chapter 135 of the General Statutes relating to the Teachers' and State Employees' Retirement System and Social Security referendums.

H. B. 526. An Act to amend the procedure in the adjudication of small claims in the Superior Court for Lenoir County.

H. B. 530. An Act relating to the solicitation of advertisements to be published in official publications of law enforcement officers' associations.

H. B. 556. An Act to amend General Statutes 28-53 relating to testamentary trustees.

H. B. 632. An Act pertaining to Deputy Clerks of the Recorder's Court of Randolph County.

H. B. 648. An Act to amend Chapter 651 of the Public Laws of 1909, as amended, relating to the establishing of a municipal-county court in Guilford County.

H. B. 666. An Act to amend Chapter 144, Public-Local and Private Laws of 1937, relating to compensation and qualifications of members of the Civil Service Commission of the City of High Point.

H. B. 667. An Act to amend General Statutes 118-7 to require the trustees to make deposits of sums in excess of Fifteen Thousand Dollars to the Custodian of the Firemen's Pension and Disability Fund in the City of High Point.

H. B. 668. An Act to amend Chapter 680, Session Laws of 1959, relating to Firemen's Pension and Disability Fund in the City of High Point.

H. B. 677. An Act to create a Law Enforcement Officers' Relief Fund for the Peace Officers' Association of Bladen County.

H. B. 694. An Act to amend Chapter 1213 of the Session Laws of 1953, which amends General Statutes 14-269, relating to the disposition of confiscated pistols or guns in Halifax County, so as to authorize the sale of confiscated shotguns.

H. B. 700. An Act to amend Chapter 204 of the Private Laws of 1915 and Chapter 1066 of the Session Laws of 1953 relating to the Charter of the Town of Richfield in Stanly County.

H. B. 701. An Act authorizing the Town of Scotland Neck to render maintenance services on cemetery driveways which are owned by local churches.

H. B. 710. An Act relating to the election of the Mayor and members of the Board of Town Commissioners of Benson in Johnston County.

H. B. 928. An Act to validate actions heretofore taken by the Board of Commissioners of the Town of Mount Airy in Surry County.

On motion of Representative Johnson, duly seconded, the House adjourns to meet tomorrow at 10 o'clock A. M.

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## NINETY-FOURTH DAY

HOUSE OF REPRESENTATIVES  
Saturday, May 27, 1961

The House meets pursuant to adjournment and is called to order by Representative McMillan of Wake, designated by Mr. Speaker Hunt as Speaker Pro Tempore.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

The Chair announces that, without objection, the Journal of yesterday stands approved as written.

The Chair, of its own motion, adjourns the Session to meet Monday night at 8 o'clock.

## NINETY-FIFTH DAY

HOUSE OF REPRESENTATIVES

Monday Night, May 29, 1961

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hunt.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Jones, for the Committee on the Journal, reports that the Journal of Saturday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Harris of Wake, Celia Ann Leatherman and Rhonda Kay Leatherman of Lincoln County, daughters of Representative Leatherman, are made honorary pagettes of the House of Representatives.

On motion of Representative Gregory of Harnett, James W. Lee of Harnett County is made an honorary page of the House of Representatives.

On motion of Representative Spruill, Anne Ziglar Wilson and Connie Sue Wilson of Caswell County, daughters of Representative Wilson, are made honorary pagettes of the House of Representatives.

On motion of Representative McMillan of Wake, Gail Taylor of Wake County is made an honorary pagette of the House of Representatives.

On motion of Representative Spruill, Alice Starr of Washington County is made an honorary pagette of the House of Representatives.

A leave of absence is granted Representative Kerr for Tuesday, May 30, 1961.

## ENGROSSED BILLS

Representative Thomas, for the Committee on Engrossed Bills, reports the following bills and resolutions have been carefully considered, found properly engrossed, and asks that they be sent to the Senate.

H. B. 704, a bill to be entitled an act authorizing the qualified voters of the Town of Jamestown to vote upon the establishment of liquor control stores in the Town of Jamestown.

H. B. 705, a bill to be entitled an act to amend Chapter 83 of the Private Laws of 1935 relating to the control of amusements and the sale of intoxicating beverages in the vicinity of High Point Municipal Park in Jamestown Township.

H. B. 766, a bill to be entitled an act relating to town officers and municipal elections in the Town of Winton in Hertford County.

H. B. 778, a bill to be entitled an act to establish the compensation to be paid to the members of the Board of Commissioners of Mitchell County.



H. B. 779, a bill to be entitled an act to provide for the compensation of the Treasurer-Tax Collector of Mitchell County.

H. B. 842, a bill to be entitled an act to fix the fees of the Register of Deeds of Johnston County.

H. B. 855, a bill to be entitled an act relating to the election and terms of office of members of the Board of County Commissioners of Hertford County.

H. B. 898, a bill to be entitled an act to amend the Charter of the City of Greensboro, Chapter 37, Private Laws of 1923, as revised and amended by Chapter 1137, Session Laws of 1959.

#### REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Representative Hargett, for the Committee on Public Welfare.

S. B. 68, a bill to be entitled an act to amend General Statutes 110-49 relating to the issuance of permits and licenses to child caring institutions by the State Board of Public Welfare.

With a favorable report, as amended.

On motion of Representative Hargett the bill is placed on the Calendar for Wednesday, May 31, 1961.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representative Dolley:

H. B. 938, a bill to be entitled an act authorizing the Catawba Heights Sanitary District in Gaston County to elect five members to the Sanitary District Board to serve staggered terms.

Referred to Committee on Local Government.

And,

H. B. 939, a bill to be entitled an act to amend General Statutes 15-21 relating to the execution of criminal warrants in Gaston County.

Referred to Committee on Judiciary No. 2.

And,

H. B. 940, a bill to be entitled an act fixing the salaries of the mayor and commissioners of the City of Cherryville in Gaston County.

Referred to Committee on Local Government.

And,

H. B. 941, a bill to be entitled an act to authorize and empower the bailiff of the Gaston County Domestic Relations and Juvenile Court to serve certain papers.

Referred to Committee on Local Government.

And,

H. B. 942, a bill to be entitled an act to amend General Statutes 7-70 relating to the terms of Superior Court to be held in Gaston County.

Referred to Committee on Courts and Judicial Districts.

By Representative Umstead:

H. B. 943, a bill to be entitled an act to prescribe the fees which the Register of Deeds of Orange County shall charge for the making and issuance of duplicate birth and death certificates.

Referred to Committee on Judiciary No. 2.

And,

H. B. 944, a bill to be entitled an act to authorize the Director of the William Hayes Ackland Memorial Art Center to exchange or sell by private negotiation works of art of said Art Center when same will improve the quality, value or representative character of the Collection.

Referred to Committee on Judiciary No. 2.

By Representatives McMillan of Robeson and Britt:

H. B. 945, a bill to be entitled an act appointing members to the Board of Trustees of the Maxton City Administrative Unit.

Referred to Committee on Education.

By Representative Fletcher:

H. B. 946, a bill to be entitled an act to authorize the Board of Commissioners of Alexander County to appropriate non-tax funds for industrial development purposes.

Referred to Committee on Judiciary No. 2.

And,

H. B. 947, a bill to be entitled an act to amend Chapter 212, Session Laws of 1959, authorizing counties to call elections on the question of levying taxes for industrial development purposes so as to provide said act shall be applicable to Alexander County.

Referred to Committee on Elections and Election Laws.

By Representative Phelps:

H. B. 948, a bill to be entitled an act to amend General Statutes 7-134 relating to fees of justices of the peace in Washington County.

Referred to Committee on Justices of the Peace.

By Representative Watkins:

H. B. 949, a bill to be entitled an act to provide for the reorganization of the Granville County Board of Education, the nomination and election of its members, to define in part their powers and authority and to repeal all public, public-local and private laws in conflict with this Act.

Referred to Committee on Education.

By Representative Britt:

H. B. 950, a bill to be entitled an act to rewrite Article 12 of Chapter 90 of the General Statutes relating to the licensing and practicing of podiatry or chiropody.

Referred to Committee on Judiciary No. 2.

By Representative Hill:

H. B. 951, a bill to be entitled an act to amend Chapter 200 of the Private Laws of 1935 relating to the election of trustees for the Newton-Conover City Administrative School Unit.

Referred to Committee on Elections and Election Laws.

By Representative Harris of Wake:

H. B. 952, a bill to be entitled an act to amend General Statutes 87-1 relating to the definition of a "General Contractor".

Referred to Committee on Judiciary No. 1.

By Representative Gregory of Harnett:

H. B. 953, a bill to be entitled an act to fix the compensation of the County Attorney of Harnett County.

Referred to Committee on Salaries and Fees.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 284, a bill to be entitled an act to amend Chapter 135 of the General Statutes and Chapter 128 of the General Statutes so as to authorize the Teachers' and State Employees' Retirement System and the Local Governmental Employees Retirement System to invest funds in certain common and preferred stocks.

Referred to Committee on Teachers' and State Employees Retirement.

S. B. 293, a bill to be entitled an act to validate judgments by default rendered by clerks of the Superior Court in actions to remove cloud from title to real estate.

Referred to Committee on Judiciary No. 2.



S. B. 313, a bill to be entitled an act to authorize the governing body of the Town of Weldon in Halifax County to sell and convey certain property owned by the Town of Weldon and known as the Community Center Property no longer needed for public use.

Referred to Committee on Counties, Cities and Towns.

H. B. 509, a bill to be entitled an act to amend General Statutes 160-181.2 relating to municipal zoning authority.

Returned for concurrence.

On motion of Representative Jordan the House concurs in the Senate amendment and the bill is ordered enrolled.

S. B. 325, a bill to be entitled an act to amend General Statutes 58-254.8 with reference to certain kinds of security for payment of debts.

Referred to Committee on Insurance.

S. B. 351, a bill to be entitled an act to amend General Statutes 153-266.22 so as to remove Wayne County from the counties excepted under Article 20B of Chapter 153.

Referred to Committee on Local Government.

S. B. 353, a bill to be entitled an act to divide North Carolina into eleven Congressional Districts.

Referred to Committee on Congressional Districts.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 484, a bill to be entitled an act relating to the power of the Board of Commissioners of the Town of Huntersville to levy taxes and fix the salary of the Town Clerk.

Passes its third reading by the following vote, as amended, and is ordered engrossed.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Hamrick, Harding, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kerr, Kiser, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wal-

lace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—110.

Those voting in the negative are: None.

H. B. 754, <sup>5</sup>/<sub>6</sub> a bill to be entitled an act relating to mosquito control in Onslow County.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Hamrick, Harding, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kerr, Kiser, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—110.

Those voting in the negative are: None.

H. B. 717, a bill to be entitled an act to amend H. B. 121, enacted by the 1961 General Assembly, entitled: "an act to change the style of the name of the Town of Graham in Alamance County to the City of Graham and to provide a consolidated and revised charter therefor."

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Hamrick, Harding, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kerr, Kiser, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley,



Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—110.

Those voting in the negative are: None.

H. B. 686, a bill to be entitled an act to authorize the Guilford County Board of Education to sell certain real property at private sale.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 800, a bill to be entitled an act to amend Chapter 111, Session Laws of 1951, relating to libraries and facilities in the Superior and Recorders' Courts of Robeson County, North Carolina.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 836, a bill to be entitled an act to fix the compensation of the members of the Columbus County Board of Education.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 885, a bill to be entitled an act relating to compensation for the Chairman and members of the Greene County Board of Education.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 901, a bill to be entitled an act to provide for election of members of the Board of Education and members of the Board of County Commissioners of Bertie County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 796, a bill to be entitled an act to provide for the creation and enlargement of metropolitan sewerage districts and for the issuance thereby of general obligation bonds and revenue bonds.

Representative Crawford offers an amendment which is adopted.

Passes its third reading by the following vote, as amended, and is ordered engrossed.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Hamrick, Harding, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kerr, Kiser, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—110.



Those voting in the negative are: None.

H. B. 427, a bill to be entitled an act to amend General Statutes 130-148 relating to the extension of sanitary districts.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efrid, Everett, Fearing, Felmet, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Hamrick, Harding, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kerr, Kiser, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—110.

Those voting in the negative are: None.

H. B. 738, a bill to be entitled an act to amend the Urban Development Law to authorize redevelopment of non-residential areas; to provide for conservation, rehabilitation and reconditioning areas; and to clarify and simplify procedural requirements.

On motion of Representative Harris of Wake consideration of the bill is postponed until Wednesday, May 31, 1961.

H. B. 851, a bill to be entitled an act to amend S. B. 9, entitled "an act relating to the North Carolina Small Loans Act", ratified March 3, 1961, so as to extend for sixty days the time within which persons may not commence operating a small loan business.

Passes its third reading and is ordered sent to the Senate.

H. B. 441, a bill to be entitled an act to authorize the operation of summer schools in the public school system of the State.  
Representative Felmet offers an amendment which is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

On motion of Representative Whitehurst, duly seconded, the House adjourns to meet tomorrow at 12 o'clock noon.

## NINETY-SIXTH DAY

HOUSE OF REPRESENTATIVES

Tuesday, May 30, 1961

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hunt.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Greenwood, for the Committee on the Journal, reports the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

Mr. Speaker Hunt makes the following from Guilford County honorary pagettes and pages of the House of Representatives: Mary Edna Nichols, Mike Dawson, David Dawson, Stephenie Dawson and Stephen Showfety.

Mr. Speaker Hunt makes Cutlar Lee Ballance of Robeson County an honorary page of the House of Representatives.

A leave of absence is granted Representative Palmer for Wednesday, May 31, 1961.

## ENGROSSED BILLS

Representative Thomas, for the Committee on Engrossed Bills, reports the following bills and resolutions have been carefully considered, found properly engrossed, and asks that they be sent to the Senate.

It is so ordered.

H. B. 441, a bill to be entitled an act to authorize the operation of summer schools in the public school system of the State.

H. B. 484, a bill to be entitled an act relating to the power of the Board of Commissioners of the Town of Huntersville to levy taxes and fix the salary of the Town Clerk.

## REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Representative Taylor, for the Committee on Courts and Judicial Districts.

H. B. 860, a bill to be entitled an act relating to procedure in the County Criminal Court of Davie County.

With a favorable report.

H. B. 907, a bill to be entitled an act to amend General Statutes 7-70 so as to add a December civil term to the Superior Court schedule in Vance County for the years 1961 and 1962.

With a favorable report.

By Representative Arledge, for the Committee on Elections and Election Laws.

H. B. 602, a bill to be entitled an act to provide for an election in Burke County on the questions of prohibiting civilian absentee ballots and prohibiting the use of markers in general elections in Burke County.

With an unfavorable report.

H. B. 881, a bill to be entitled an act to regulate elections in Gaston County.

With a favorable report.

H. B. 947, a bill to be entitled an act to amend Chapter 212, Session Laws of 1959, authorizing counties to call elections on the question of levying taxes for industrial development purposes so as to provide said act shall be applicable to Alexander County.

With a favorable report.

H. B. 951, a bill to be entitled an act to amend Chapter 200 of the Private Laws of 1935 relating to the election of Trustees for the Newton-Conover City Administrative School Unit.

With a favorable report.

S. B. 260, a bill to be entitled an act to exempt Watauga County from the general primary laws of the State insofar as they apply to nomination of Democratic candidates for the General Assembly and county offices and to provide for the nomination of such candidates in Convention.

With a favorable report.

By Representative Wooten, for the Committee on Judiciary No. 1.

H. B. 876, a bill to be entitled an act to amend Chapter 84 of the General Statutes of North Carolina relating to attorneys at law.

With a favorable report.

S. B. 114, a bill to be entitled an act to make uniform the law with reference to trust receipts and pledges of personal property unaccompanied by possession in the pledgee.

With a favorable report.

S. B. 207, a bill to be entitled an act to amend General Statutes 28-170 to make it clear that a trustee, guardian, administrator, collector or other personal representative is entitled to commissions upon taxes withheld at the source.

With a favorable report.

By Representative Crawford, for the Committee on Judiciary No. 2.



H. B. 741, a bill to be entitled an act to amend Chapter 30 of the General Statutes relating to the surviving spouse's year's allowance.

With a favorable report.

H. B. 817, a bill to be entitled an act to amend General Statutes 20-7(f) relating to the renewal of drivers' licenses.

With a favorable report, as amended.

H. B. 858, a bill to be entitled an act relating to license taxes of itinerant salesmen and peddlers in Wayne County.

With a favorable report, as amended.

H. B. 910, a bill to be entitled an act to amend H. B. 166, ratified on the 28th day of March, 1961, being the Charter of the City of Burlington, in relation to the effect of annexation proceedings, the office of city clerk and treasurer, and investment of city funds.

With a favorable report.

On motion of Representative Crawford the bill is placed on the Calendar for Thursday, June 1, 1961.

H. B. 939, a bill to be entitled an act to amend General Statutes 15-21 relating to the execution of criminal warrants in Gaston County.

With a favorable report.

H. B. 943, a bill to be entitled an act to prescribe the fees which the Register of Deeds of Orange County shall charge for the making and issuance of duplicate birth and death certificates.

With a favorable report.

H. B. 944, a bill to be entitled an act to authorize the Director of the William Hayes Ackland Memorial Art Center to exchange or sell by private negotiation works of art of said Art Center when same will improve the quality, value or representative character of the Collection.

With a favorable report.

H. B. 946, a bill to be entitled an act to authorize the Board of Commissioners of Alexander County to appropriate nontax funds for industrial development purposes.

With a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representative Calder:

H. B. 954, a bill to be entitled an act to amend Chapter 674 of the 1955 Session Laws so as to permit the sale, possession and use of explosive caps designed to be fired in toy cap pistols in New Hanover County.

Referred to Committee on Counties, Cities and Towns.

By Representative Blue:

H. B. 955, a bill to be entitled an act to amend General Statutes 153-9, relating to fixing certain fees in Moore County.

Referred to Committee on Counties, Cities and Towns.

By Representatives Braswell and Reid:

H. B. 956, a bill to be entitled an act to appoint justices of the peace for the several counties of North Carolina.

Referred to Committee on Justices of the Peace.

By Representative Wilson:

H. B. 957, a bill to be entitled an act to amend General Statutes 20-51 so as to exempt from registration farm trailers hauling silage from place to place.

Referred to Committee on Roads and Highway Safety.

By Representative Garner:

H. B. 958, a bill to be entitled an act to authorize the Asheboro City Board of Education to convey certain lands at private sale to the State of North Carolina.

Referred to Committee on Judiciary No. 1.

By Representatives Courtney, High, Belk, Hill, Gregory of Harnett, Coffey and Lloyd:

H. B. 959, a bill to be entitled an act to prohibit the cutting, digging, removal, transportation, or sale within this State for any purpose of Christmas trees, evergreen boughs, or other trees, shrubs or native plants, without a bill of sale from the owner of the land on which the same are grown or other proof of ownership, and to provide a penalty for violations of this act.

Referred to Committee on Agriculture.

By Representative Peel:

H. B. 960, a bill to be entitled an act to amend Article 6A of Chapter 153 relating to the powers of the Board of County Commissioners to fix salaries of county employees, so as to include Martin County.

Referred to Committee on Counties, Cities and Towns.

And,

H. B. 961, a bill to be entitled an act to exempt Martin County from Part 3A of Article 18, Chapter 160, regulating subdivisions.

Referred to Committee on Judiciary No. 1.

And,

H. B. 962, a bill to be entitled an act to make the provisions of General Statutes 153-9(12a), allowing County Commissioners to fix fees for commissions applicable to Martin County.

Referred to Committee on Salaries and Fees.

By Representative Sermons, (by request):

H. B. 963, a bill to be entitled an act to provide for the obtaining of building permits in Beaufort County.

Referred to Committee on Local Government.

By Representative Sermons, (by request):

H. B. 964, a bill to be entitled an act pertaining to the impounding of dogs in Beaufort County.

Referred to Committee on Local Government.

By Representatives Brooks and Galifianakis:

H. B. 965, a bill to be entitled an act amending Chapter 924, Session Laws of 1949, by authorizing and empowering the governing body of the City of Durham to construct local improvements on the public streets and alleys and specially assessing the cost or a portion of the cost thereof against abutting property.

Referred to Committee on Counties, Cities and Towns.

By Representative Crawford:

H. B. 966, a bill to be entitled an act to repeal Chapter 420 of Public Laws of 1923, and Chapter 275 of Public Laws of 1931, and other provisions of the Public Laws and Session Laws of North Carolina pertaining to constables of Asheville Township.

Referred to Committee on Judiciary No. 2.

By Representative Williamson:

H. B. 967, a bill to be entitled an act to authorize the police officers of the Town of Whiteville in Columbus County to make arrests within three miles of the corporate limits.

Referred to Committee on Judiciary No. 1.

By Representative Woodard of Wilson:

H. B. 968, a bill to be entitled an act to repeal Section 12 of Chapter 349 of the Session Laws of 1957 relating to appropriations for the support of the Prison Department.



Referred to Committee on Appropriations.

By Representatives Kemp and Hines:

H. B. 969, a bill to be entitled an act to amend Article 1 of Chapter 700, Session Laws of 1947, relating to the Charter of the Town of Jamestown.

Referred to Committee on Local Government.

By Representative Johnson:

H. B. 970, a bill to be entitled an act to amend Chapter 174 of the 1905 Private Laws relating to the day of election of Mayor and Commissioners in the Town of Magnolia, Duplin County.

Referred to Committee on Elections and Election Laws.

By Representatives Hargett, Henley and Kennedy:

H. B. 971, a bill to be entitled an act to provide for the public school education of exceptionally talented children in North Carolina.

Referred to Committee on Education.

By Representative Wallace:

H. B. 972, a bill to be entitled an act relating to the appointment of members of the Board of Education of Montgomery County.

Referred to Committee on Education.

#### SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER

Tuesday, May 30, 1961

*Mr. Speaker:*

It is ordered that a message be sent the House of Representatives requesting the return of S. B. 265, entitled "A bill to be entitled an act to fix the compensation of the members of the Board of County Commissioners of Davie County", for further consideration by the Senate.

Respectfully,

S. RAY BYERLY,  
*Principal Clerk*

Pursuant to the request, on motion of Representative Martin, the bill is returned to the Senate.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 241, a bill to be entitled an act amending General Statutes 119-26 relating to the powers of the Gasoline and Oil Inspection Board.

Referred to Committee on Judiciary No. 2.

S. B. 251, a bill to be entitled an act concerning the formation and operation of mutual trust investment companies under the supervision of the Commissioner of Banks and investment by corporate fiduciaries of North Carolina in shares of such companies.

Referred to Committee on Banks and Banking.

S. B. 324, a bill to be entitled an act to authorize the Board of County Commissioners of Cleveland County to levy taxes for certain special purposes.

Referred to Committee on Counties, Cities and Towns.

S. B. 328, a bill to be entitled an act relating to leasing of the County Home facilities of Mecklenburg County.

Referred to Committee on Counties, Cities and Towns.

S. B. 329, a bill to be entitled an act to amend the Workmen's Compensation Act relating to the definition of hernia.

Referred to Committee on Judiciary No. 1.

S. B. 330, a bill to be entitled an act relating to the appointment and terms of office of the members of the City of Wilson Board of Adjustment.

Referred to Committee on Local Government.

S. B. 331, a bill to be entitled an act to amend Chapter 1316 of the Session Laws of 1955 and to provide for the establishment of precincts for newly annexed property of the City of Wilson.

Referred to Committee on Elections and Election Laws.

S. B. 332, a bill to be entitled an act relating to the appointment and terms of office of members of the City of Wilson Planning Board.

Referred to Committee on Local Government.

S. B. 334, a bill to be entitled an act relating to the appointment and terms of office of members of the City of Wilson Board of Appeals for Airport Zoning.

Referred to Committee on Local Government.

S. B. 337, a bill to be entitled an act to validate the election and official acts of the Mayor and Commissioners of the Town of Grover, a municipal corporation in Cleveland County, elected at the municipal election in May, 1961.

Referred to Committee on Counties, Cities and Towns.

S. B. 354, a bill to be entitled an act amending Chapter 209 of the Private Laws of 1907 amending the Charter of the City of Rocky Mount.

Referred to Committee on Local Government.

## CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 717, a bill to be entitled an act to amend H. B. 121, enacted by the 1961 General Assembly, entitled, "An act to change the style of the name of the Town of Graham in Alamance County to the City of Graham and to provide a consolidated and revised Charter therefor."

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollcoffer—114.

Those voting in the negative are: None.

S. B. 303, a bill to be entitled an act to abolish the office of County Treasurer of Gaston County.

Passes its second and third readings and is ordered enrolled.

H. B. 427, a bill to be entitled an act to amend General Statutes 130-148 relating to the extension of sanitary districts.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard,



Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollcoffer—114.

Those voting in the negative are: None.

H. B. 564, a bill to be entitled an act to strengthen the motor vehicle certificate of title laws by providing for a manufacturer's certificate of transfer for new motor vehicles and for the recordation and perfection of security interests in vehicles.

On motion of Representative Lloyd, the Committee amendment is adopted.

Passes its second reading, as amended.

Representative Jones objects to the third reading and the bill remains on the Calendar.

H. B. 776, a bill to be entitled an act to rewrite General Statutes 14-287 relating to unused and exposed wells.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 810, a bill to be entitled an act to amend General Statutes 58-254.8 with reference to certain kinds of security for payment of debts.

On motion of Representative Whitehurst the bill is recommitted to the Committee on Insurance.

H. B. 811, a bill to be entitled an act relating to joint ownership of stock, bonds or other securities of domestic and foreign corporations with right of survivorship.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 837, a bill to be entitled an act providing for the perpetual preservation of the Legislative Chambers in the present Capitol Building and to provide for the future use and custodial care thereof.

On motion of Representative Satterfield, the Committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

House Committee Substitute for S. B. 179, a bill to be entitled an act to amend Article VI, Section 2, of the Constitution of North Carolina so as to permit new residents not qualified to vote only because of insufficient residence time, to vote for Presidential and Vice-Presidential Electors.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Mr. Speaker Hunt, Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Braswell, Brooks, Byrum, Calder, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Delamar, Dolley, Efrid, Everett, Fearing, Felmet, Ferrell, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Griggs, Hamrick, Harding, Hargett, Hawfield, Henley, Hicks, High, Hill, Holcombe, Isaac, Jackson, Jordan, Lane, Leatherman, Leatherwood, Lloyd, Martin, Nicholson, Osteen, Owens, Peel, Phelps, Quinn, Ramsey, Randall, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Story, Taylor, Thomas, Thornburg, Umstead, Vogler, Watkins, West of Cherokee, Wicker, Wood, Wooten, and Zollicoffer—77.

Those voting in the negative are: Representatives Boger, Britt, Choate, Eagles, Fletcher, Gregory of Harnett, Hardy, Harris of Wake, Hines, Johnson, Jones, Kemp, Kennedy, Kiser, Lupton, McFadyen, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Palmer, Pickard, Potts, Speed, Vaughn, Wall, Wallace, West of Clay, Whitehurst, Whitley, Williamson, Wilson, Womble, Woodard of Northampton, and Woodard of Wilson—36.

The question now recurs to the passage of the bill on its third reading.

House Committee Substitute for S. B. 179, a bill to be entitled an act to amend Article VI, Section 2, of the Constitution of North Carolina so as to permit new residents not qualified to vote only because of insufficient residence time, to vote for Presidential and Vice-Presidential Electors.

Passes its third reading by the following vote and is ordered sent to the Senate for concurrence in House Committee Substitute bill.

Those voting in the affirmative are: Mr. Speaker Hunt, Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Braswell, Brooks, Byrum, Calder, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Delamar, Dolley, Efrid, Everett, Fearing, Felmet, Ferrell, Galifianakis, Garner, Green, Greenwood, Gregory of Halifax, Griggs, Hamrick, Harding, Hargett, Hawfield, Henley, High, Hill, Holcombe, Isaac, Jackson, Jordan, Kennedy, Leatherman, Leatherwood, Lloyd, Martin, Nicholson, Osteen, Owens, Peel, Phelps, Quinn, Ramsey, Randall, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Story, Taylor, Thomas, Thornburg, Umstead, Vogler, Watkins, West of Cherokee, Wicker, Wood, Wooten, and Zollicoffer—74.

Those voting in the negative are: Representatives Boger, Britt, Choate, Eagles, Fletcher, Frink, Godwin, Gregory of Harnett, Hardy, Harris of Rowan, Harris of Wake, Hicks, Hines, Johnson, Jones, Kemp, Kiser, Lupton, McFadyen, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Palmer, Pickard, Potts, Speed, Vaughn, Wall, Wallace, West of Clay, Whitehurst, Whitley, Williamson, Wilson, Womble, Woodard of Northampton, and Woodard of Wilson—39.

House Committee Substitute for S. B. 191, a bill to be entitled an act to amend General Statutes 163-25, Subsection G, by adding a new paragraph to clarify the voting rights of college students.

On motion of Representative Kemp the bill is recommitted to the Committee on Elections and Election Laws.

S. B. 259, a bill to be entitled an act to amend Article 1 of Chapter 116 of the General Statutes of North Carolina, so as to make Chapter 20 of the General Statutes, relating to motor vehicles, applicable in the use of the streets, alleys and driveways on the grounds of Appalachian State Teachers College and to authorize the Appalachian Trustees to adopt traffic regulations.

Passes its second and third readings and is ordered enrolled.

#### ENROLLED BILLS

Representative Britt, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 90. An Act to amend Chapter 885 of the Session Laws of 1959 relating to the compensation of certain officials and employees of Randolph County.

S. B. 201. An Act to amend the Charter of Mars Hill College passed by the General Assembly in 1905 and 1923, and being Chapter 326 of the Private Laws of 1905, and Chapter 43 of the Private Laws of 1923.

S. B. 206. An Act to amend General Statutes 108-49 of Part 2 of Article 3 of Chapter 108 of the General Statutes to extend the definition of dependent children to include children in foster care.

S. B. 216. An Act to amend Chapter 47 of the General Statutes relating to plats, subdivisions and land surveys and recording of same.

S. B. 217. An Act to amend Chapter 47 of the General Statutes relating to plats, subdivisions and land surveys and recording of same.

S. B. 224. An Act to amend General Statutes 143-36 so as to authorize the State Personnel Director, with the approval of the State Personnel Council and the Governor, to provide for a longevity, merit salary increase program for State employees.

S. B. 277. An Act to validate certain foreclosure sales where the sale was conducted at a place other than as provided in the power of sale.

S. B. 290. An Act to amend General Statutes 9-19 relating to exemptions from Jury duty.

S. B. 311. An Act to amend General Statutes 160-227.1 authorizing the City of Oxford to regulate the platting and recording of subdivisions of land.

H. B. 419. An Act relating to rabies inspections in Bertie County.

H. B. 615. An Act to authorize the Sheriff of Alleghany County to fix the amount of and to take and accept bail in misdemeanor charges or cases in said County.



H. B. 634. An Act to amend General Statutes 105-422, regarding the refund of Tax Sales Certificates, so as to exclude Davie County.

H. B. 657. An Act to include Wilkes County within the provisions of General Statutes 14-335 relating to punishment for public drunkenness.

H. B. 658. An Act prohibiting the practice of fortune telling or clairvoyance under the guise of faith healing in Chatham County.

H. B. 663. An Act to include Cumberland County within the provisions of General Statutes 14-335 relating to punishment for public drunkenness.

H. B. 765. An Act relating to the punishment for public drunkenness in Buncombe County.

S. B. 21. An Act to relieve the Attorney General of serving on the State Board of Assessment, the Board of Directors of the North Carolina State Art Society and the State Banking Commission.

H. B. 509. An Act to amend General Statutes 160-181.2 relating to municipal zoning authority.

H. B. 524. An Act to establish a public law library for public officials, courts and others in Pitt County.

H. B. 673. An Act to authorize the County Commissioners of Hyde County to levy a special tax for the enlarging of the Hyde County Courthouse.

H. B. 676. An Act to amend General Statutes 153-266.22, as the same appears in the 1959 Supplement, relating to zoning ordinances and regulations.

H. B. 690. An Act to authorize the County Commissioners of Cumberland County to convey property to the State or its agencies.

H. B. 697. An Act to amend Chapter 1006 of the 1959 Session Laws relating to zoning ordinances in areas outside the zoning jurisdiction of municipalities so as to make the same applicable to Martin County.

H. B. 698. An Act to amend Chapter 1007 of the 1959 Session Laws relating to regulation of subdivisions so as to make the same applicable to Martin County.

H. B. 708. An Act to provide for an election in the Community of Wanchese on the question of creating The Wanchese Community Center District and for the levy and collection of an ad valorem tax for repair, maintenance, operation, etc. of a Community Center Building.

H. B. 718. An Act to amend Chapter 265 of the 1959 Session Laws relating to the meeting of the County Board of Equalization and Review of Alamance County.

H. B. 723. An Act to extend the jurisdiction of police officers of the Town of Weaverville in Buncombe County.

H. B. 727. An Act to authorize the County Board of Education of Yadkin County to sell certain real property at private sale.

H. B. 728. An Act to amend Chapter 402 of the 1953 Session Laws relating to the sources of revenue for the Peace Officers' Relief Fund of Martin, Tyrrell and Washington Counties.

H. B. 729. An Act to amend Chapter 212, Session Laws of 1959, relating to authorization of counties to call elections on the question of levying taxes for industrial development purposes, making the same apply to Harnett County as modified.

H. B. 730. An Act to authorize the Board of County Commissioners of Harnett County to appoint two additional rural law enforcement officers.

H. B. 737. An Act relating to the drawing of jurors in Union County.

On motion of Representative Slagle, duly seconded, the House adjourns to meet tomorrow at 12 o'clock Noon.

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## NINETY-SEVENTH DAY

HOUSE OF REPRESENTATIVES

Wednesday, May 31, 1961

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hunt.

Prayer is offered by the Reverend Alphonso Jordan.

Representative Jones, for the Committee on the Journal, reports the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

Mr. Speaker Hunt makes Helen Elizabeth Stallings and Dianne Kaye Cherry of Wake County honorary pagettes of the House of Representatives.

Mr. Speaker Hunt extends the courtesies of the floor to the Honorable Mrs. Lillian Cover, a former member of the House from Cherokee County.

### ENGROSSED BILLS

Representative Thomas, for the Committee on Engrossed Bills, reports the following bill has been carefully considered, found properly engrossed, and asks that it be sent to the Senate.

It is so ordered.

H. B. 837, a bill to be entitled an act providing for the perpetual preservation of the Legislative Chambers in the present Capitol Building and to provide for the future use and custodial care thereof.

## REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Representative Bell, for the Committee on Conservation and Development.

H. R. 908, a joint resolution urging the members of the North Carolina Delegation in the United States Congress to take appropriate steps to release the undeveloped lands in the vicinity of John H. Kerr Reservoir in Vance County.

With a favorable report.

S. B. 309, a bill to be entitled an act to amend Chapter 158 of the General Statutes to authorize the establishment of Economic Development Commissions, and to amend Chapter 153 to authorize the establishment of Regional Planning Commissions, by political subdivisions.

With a favorable report.

By Representative Zollicoffer, for the Committee on Constitutional Amendments.

H. B. 711, a bill to be entitled an act to amend Section 3, Article V, and Section 5, Article V, of the Constitution of North Carolina relative to the power of the General Assembly to exempt and to classify property for ad valorem tax purposes.

With a favorable report, as amended.

On motion of Representative Zollicoffer, the bill is placed on the Calendar for consideration on Tuesday, June 6, 1961.

H. B. 816, a bill to be entitled an act to amend the Constitution of North Carolina so as to provide for greater legislative authority over the salaries of the state executive officers.

With a favorable report.

On motion of Representative Zollicoffer, the bill is placed on the Calendar for consideration Tuesday, June 6, 1961.

By Representative Jordan, for the Committee on Counties, Cities and Towns.

H. B. 863, a bill to be entitled an act to fix travel expenses of certain public officials in Bertie County.

With a favorable report.

H. B. 864, a bill to be entitled an act to fix the salaries and travel expense of members of the Board of County Commissioners and members of the Board of Education of Bertie County.



With a favorable report.

H. B. 865, a bill to be entitled an act to authorize the Board of County Commissioners of Johnston County to transfer the surplus in the Sinking Fund to the Agricultural Building Fund.

With a favorable report.

H. B. 868, a bill to be entitled an act directing the Board of County Commissioners of Yancey County to turn certain delinquent taxes into the General Fund and Debt Service Fund of said county.

With a favorable report.

H. B. 878, a bill to be entitled an act to make General Statutes 153-10.1 concerning removal and disposal of trash and garbage applicable to Hoke County.

With a favorable report.

H. B. 884, a bill to be entitled an act to amend General Statutes 153-9.35½ so as to provide that the Board of Commissioners of Wilkes County shall be empowered to promote farm soil conservation work.

With a favorable report.

H. B. 888, a bill to be entitled an act relating to the appointment of plumbing inspectors in Transylvania County.

With a favorable report.

H. B. 889, a bill to be entitled an act to amend General Statutes 153-10.1 relating to the authority of the Board of County Commissioners of Transylvania County to regulate the removal and disposal of trash and garbage.

With a favorable report.

H. B. 894, a bill to be entitled an act to amend Chapter 652, Session Laws of 1949, relating to the nomination and election of members of the Currituck County Board of Commissioners so as to provide that the district candidates shall be elected by a vote of the people of the county as a whole.

With a favorable report.

H. B. 912, a bill to be entitled an act to provide clerical assistance for the Clerk of the Superior Court and the County Accountant of Yancey County.

With a favorable report.

H. B. 914, a bill to be entitled an act to amend General Statutes 153-10.1 relating to the removal and disposal of trash, garbage and other refuse in rural areas by making the same applicable to Stokes County.

With a favorable report.

H. B. 954, a bill to be entitled an act to amend Chapter 674 of the 1955 Session Laws so as to permit the sale, possession and use of explosive caps designed to be fired in toy cap pistols in New Hanover County.

With a favorable report.

H. B. 955, a bill to be entitled an act to amend General Statutes 153-9 relating to fixing certain fees in Moore County.

With a favorable report.

H. B. 960, a bill to be entitled an act to amend Article 6A of Chapter 153 relating to the powers of the Board of County Commissioners to fix salaries of county employees, so as to include Martin County.

With a favorable report.

H. B. 965, a bill to be entitled an act amending Chapter 924, Session Laws of 1949, by authorizing and empowering the governing body of the City of Durham to construct local improvements on the public streets and alleys and specially assessing the cost or a portion of the cost thereof against abutting property.

With a favorable report.

S. B. 291, a bill to be entitled an act to amend General Statutes 14-286 relating to giving of false fire alarms and molesting fire alarm systems.

With a favorable report.

S. B. 305, a bill to be entitled an act to amend Article 20A of Chapter 153 of the General Statutes relative to subdivision control so as to make the same applicable to Iredell County.

With a favorable report.

S. B. 306, a bill to be entitled an act to amend Article 20B of Chapter 153 of the General Statutes relative to county zoning and building regulations so as to make the same applicable to Iredell County.

With a favorable report.

S. B. 313, a bill to be entitled an act to authorize the governing body of the Town of Weldon in Halifax County to sell and convey certain property owned by the Town of Weldon and known as the Community Center Property no longer needed for public use.

With a favorable report.

S. B. 324, a bill to be entitled an act to authorize the Board of County Commissioners of Cleveland County to levy taxes for certain special purposes.

With a favorable report.

S. B. 328, a bill to be entitled an act relating to leasing of the County Home facilities of Mecklenburg County.

With a favorable report.

S. B. 337, a bill to be entitled an act to validate the election and official acts of the Mayor and Commissioners of the Town of Grover, a municipal

corporation in Cleveland County elected at the municipal election in May, 1961.

With a favorable report.

By Representative Taylor, for the Committee on Courts and Judicial Districts.

H. B. 595, a bill to be entitled an act to amend General Statutes 7-70 relating to the terms of Superior Court of Forsyth County.

With a favorable report.

H. B. 722, a bill to be entitled an act to validate and confirm certain official acts performed by certain persons as Deputy Clerks and Assistant Clerks of the Superior Court of Mecklenburg County.

With a favorable report.

H. B. 740, a bill to be entitled an act to amend General Statutes 9-25 so as to fix the terms of grand jurors of Yadkin County and to provide for their appointment.

With a favorable report.

H. B. 793, a bill to be entitled an act to amend General Statutes 7-70 relating to the terms of Superior Court to be held in Polk County.

With a favorable report.

H. B. 797, a bill to be entitled an act to prescribe additional costs to be charged in the Mayor's Court in the Town of Newton Grove, Sampson County.

With a favorable report.

H. B. 845, a bill to be entitled an act to establish a special fund for Superior Court Room facilities in Madison County.

With a favorable report.

H. B. 942, a bill to be entitled an act to amend General Statutes 7-70 relating to the terms of Superior Court to be held in Gaston County.

With a favorable report.

S. B. 256, a bill to be entitled an act to amend S. B. 63, ratified on April 14, 1961, relating to the terms of Superior Court to be held in Rowan County.

With a favorable report.

S. B. 264, a bill to be entitled an act to amend General Statutes 7-70 relating to terms of Superior Court in Carteret County.

With a favorable report.

S. B. 285, a bill to be entitled an act to amend General Statutes 7-70 relating to the terms of Superior Court to be held in Wake County.



With a favorable report.

S. B. 295, a bill to be entitled an act to amend S. B. 55, 1961 Session of the North Carolina General Assembly, ratified the 3rd day of March, 1961, relating to the appointment, compensation, and duties of a court reporter for the Fourth Judicial District.

With a favorable report.

By Representative Henley, for the Committee on Education.

H. B. 639, a bill to be entitled an act to amend General Statutes 115-207 relating to the adoption of basal textbooks in the public schools.

With an unfavorable report.

H. B. 802, a bill to be entitled an act to submit to the voters of Glen Alpine Graded School District the question of whether the Burke County Board of Elections or the Trustees of Glen Alpine Graded School District shall appoint election officials to conduct the election of Trustees of the Glen Alpine Graded School District.

With an unfavorable report.

H. B. 945, a bill to be entitled an act appointing members to the Board of Trustees of the Maxton City Administrative Unit.

With a favorable report.

H. B. 949, a bill to be entitled an act to provide for the reorganization of the Granville County Board of Education, the nomination and election of its members, to define in part their powers and authority and to repeal all public, public-local and private laws in conflict with this Act.

With a favorable report, as amended.

H. B. 971, a bill to be entitled an act to provide for the public school education of exceptionally talented children in North Carolina.

With a favorable report.

On motion of Representative Henley, the bill is recommitted to Committee on Appropriations.

H. B. 972, a bill to be entitled an act relating to the appointment of members of the Board of Education of Montgomery County.

With a favorable report.

By Representative Wicker, for the Committee on Finance.

H. B. 787, a bill to be entitled an act to amend General Statutes 153-152 so as to authorize the Currituck County Board of Commissioners to levy a special tax for support of the poor of said county.

With a favorable report.

H. B. 814, a bill to be entitled an act to authorize the Board of County Commissioners of Alexander County, in their discretion, to levy a tax for the support and maintenance of the Alexander County Library.

With a favorable report.

By Representative Davis of Lenoir, for the Committee on Health.

H. B. 745, a bill to be entitled an act adding a new Article to Chapter 153 of the General Statutes to authorize counties (singly or jointly with municipalities or other counties) and municipalities (jointly with counties or other municipalities) to acquire, lease, construct, reconstruct, extend, improve, maintain, and operate any water system or sanitary sewerage system, within or without the boundaries of any such counties or municipalities, and to establish by mutual agreement joint agencies to exercise the powers conferred by such Article, and amending the County Finance Act to authorize the issuance of bonds by counties for the acquisition, construction, reconstruction, extension and improvement of water systems and sanitary sewerage systems either singly or jointly with other counties or municipalities.

With an unfavorable report as to bill, favorable as to committee substitute bill.

On motion of Representative Davis of Lenoir, the substitute bill is adopted.

On motion of Representative Davis of Lenoir, the bill is recommitted to Committee on Finance.

By Representative Umstead, for the Committee on Mental Institutions.

H. B. 795, a bill to be entitled an act to amend General Statutes 122-7 relating to membership of the Board of Directors of the North Carolina Hospitals Board of Control.

With a favorable report.

H. B. 916, a bill to be entitled an act to create an Advisory Council to the administration of O'Berry School and Cherry Hospital.

With a favorable report.

By Representative Hicks, for the Committee on State Government.

S. B. 197, a bill to be entitled an act to amend Article II of Chapter 143 of the General Statutes of North Carolina relating to the State Personnel Department.

With a favorable report, as amended.

By Representative Murphy, for the Committee on Water Resources and Control.

H. B. 461, a bill to be entitled an act to license and regulate water well contractors.

With a favorable report, as amended.

H. B. 886, a bill to be entitled an act relating to the use of construction funds by the Hyde County Drainage District No. 7 in Hyde County.

With a favorable report.

By Representative Sermons, for the Committee on Wildlife Resources.

H. B. 182, a bill to be entitled an act to regulate the hunting and taking of amphibians in North Carolina.

With a favorable report, as amended.

H. B. 519, a bill to be entitled an act to change the charge for combination hunting and fishing licenses, county hunting licenses, and county fishing licenses, and to increase issuance fees for license sales to make them uniform.

With a favorable report, as amended.

H. B. 630, a bill to be entitled an act relating to the appointment and terms of office of members of the North Carolina Wildlife Resources Commission.

With a favorable report, as amended.

H. B. 692, a bill to be entitled an act to exempt Bertie and Chowan Counties from General Statutes 113-247 relating to fishing on Sunday.

With a favorable report, as amended.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representative Wilson:

H. R. 973, a joint resolution honoring the life and memory of John Andy Woods, former member of the General Assembly.

On motion of Representative Wilson, the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representative Kiser:

H. B. 974, a bill to be entitled an act to amend Chapter 135 of the General Statutes, the same being the Teachers' and State Employees' Retirement System Act, relating to return from military service and the election of options.

Referred to Committee on Teachers' and State Employees' Retirement.

By Representative Dolley:



H. B. 975, a bill to be entitled an act to exempt the Gastonia Little Theatre, Incorporated, from ad valorem taxes of Gaston County and the City of Gastonia.

Referred to Committee on Local Government.

By Representatives Whitehurst and Belk:

H. B. 976, a bill to be entitled an act to amend Chapter 66 of the General Statutes so as to provide for the licensing and regulation of Motor Clubs and Associations by the Commissioner of Insurance, and to provide for fees in connection therewith.

Referred to Committee on Insurance.

By Representative Byrum:

H. B. 977, a bill to be entitled an act to amend Chapter 212 of the Session Laws of 1959 relating to the authority of certain counties of the state to call elections on the question of levying taxes for industrial development purposes.

Referred to Committee on Local Government.

And,

H. B. 978, a bill to be entitled an act to create the Edenton Historic Commission for the purpose of the acquisition, repair and maintenance of historic sites in the Town of Edenton in Chowan County.

Referred to Committee on Local Government.

And,

H. B. 979, a bill to be entitled an act to amend General Statutes 160-227.1 relative to municipal approval of subdivision plats, making the same applicable to Chowan County.

Referred to Committee on Local Government.

By Representative Wooten:

H. B. 980, a bill to be entitled an act to amend General Statutes 93-12 relating to the State Board of Certified Public Accountant Examiners.

Referred to Committee on Judiciary No. 1.

By Representative Gregory of Harnett:

H. B. 981, a bill to be entitled an act to extend the time for revaluation and reassessment of real property in Harnett County.

Referred to Committee on Local Government.

And,

H. R. 982, a joint resolution relating to the proper recognition of the Battle of Averasboro as a significant event in North Carolina history.

Referred to Committee on Local Government.

By Representatives Kemp, Hines, Hicks, Davis of Rowan, Williamson, and Osteen:

H. B. 983, a bill to be entitled an act appropriating to Boys Home of North Carolina, Incorporated, of Lake Waccamaw, North Carolina, the sum of \$87,000.00.

Referred to Committee on Appropriations.

By Representatives Kemp and Hines:

H. B. 984, a bill to be entitled an act relating to the advertisement and sale of tax liens on real property in the Town of Gibsonville, North Carolina.

Referred to Committee on Local Government.

And,

H. B. 985, a bill to be entitled an act to amend Section 4, Chapter 779, Session Laws of 1959.

Referred to Committee on Courts and Judicial Districts.

By Representative Choate:

H. B. 986, a bill to be entitled an act to relieve physicians and surgeons from any liability for professional services rendered in good faith to any person in an accident or sudden disaster.

Referred to Committee on Judiciary No. 2.

By Representatives Belk and Taylor:

H. B. 987, a bill to be entitled an act to amend General Statutes 62-31 relating to minimum rate authority of the Utilities Commission.

Referred to Committee on Public Utilities.

By Representative Coffey:

H. B. 988, a bill to be entitled an act to provide for an election in Watauga County on the question of electing a County Tax Collector.

Referred to Committee on Elections and Election Laws.

By Representative Hines:

H. B. 989, a bill to be entitled an act to provide for probationary operators' licenses for persons between sixteen and eighteen years old and to describe the incidents and conditions thereof.

Referred to Committee on Roads and Highway Safety.

And,

H. B. 990, a bill to be entitled an act to provide for the impounding, in the discretion of the trial court, of motor vehicles used in prearranged racing, speeding, and failing to stop in event of an accident.

Referred to Committee on Roads and Highway Safety.

By Representative Simpson:

H. B. 991, a bill to be entitled an act to amend Chapter 212, Session Laws of 1959, relating to elections on the question of levying taxes for industrial development to make the same applicable to Burke County.

Referred to Committee on Counties, Cities and Towns.

By Representative Peel:

H. B. 992, a bill to be entitled an act amending Section 159-42 of the General Statutes relating to the scope of the Local Government Act.

Referred to Committee on Local Government.

By Representative Umstead:

H. B. 993, a bill to be entitled an act to define "twisting" with respect to insurance policies and to provide penalties in the event of twisting.

Referred to Committee on Insurance.

By Representative Williamson:

H. B. 994, a bill to be entitled an act to add Columbus County to the list of counties excluded from the operation of Article 29, Chapter 7, of the General Statutes relating to elections to establish recorders courts.

Referred to Committee on Judiciary No. 1.

And,

H. B. 995, a bill to be entitled an act relative to the assessed valuation of certain property in Columbus County.

Referred to Committee on Judiciary No. 1.

By Representative Braswell:

H. B. 996, a bill to be entitled an act to provide for the transfer of criminal cases from the Recorder's Court of the Town of Mount Olive to the Superior Court of Wayne County when trial by jury is demanded.

Referred to Committee on Judiciary No. 2.

By Representatives Andrews, Brooks, and Harris of Wake:

H. B. 997, a bill to be entitled an act to permit the incorporation of an individual or group of individuals to render professional service to the public.

Referred to Committee on Judiciary No. 2.

By Representative Calder:

H. B. 998, a bill to be entitled an act to rewrite Article 29A of Chapter 143 of the General Statutes so as to provide for the establishment of the Governor's Committee on Employment of the Handicapped.



Referred to Committee on Employment Security.

By Representatives Wallace, Taylor, Nicholson, McFadyen, Drummond, Vogler, Belk, Blue, West of Cherokee, Slagle, Coffey, Lloyd, Harding, Garner, West of Clay, Cook, Leatherman, Hill, Wooten, Jones, Snyder, Thornburg, Randall, Whitley, Fletcher, Gregory of Harnett, Hawfield, Wicker, Martin, Osteen, Kennedy, Story, Kerr, Hicks, Simpson, Isaac, and Greenwood:

H. R. 999, a joint resolution creating a Congressional Redistricting Commission to study the question of redistricting the state for the purpose of selecting representatives to Congress and to make report and recommendations to the Governor with respect thereto.

Referred to Committee on Congressional Districts.

By Representative Calder:

H. B. 1000, a bill to be entitled an act to authorize the Board of County Commissioners of New Hanover County to convey certain lands at Fort Fisher to the State of North Carolina.

Referred to Committee on State Government.

#### SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER

Wednesday, May 31, 1961

*Mr. Speaker:*

It is ordered that a message be sent the House of Representatives requesting the return of S. B. 260, entitled "A bill to be entitled an act to exempt Watauga County from the general primary laws of the state insofar as they apply to nomination of Democratic candidates for the General Assembly and county offices and to provide for the nomination of such candidates in convention", for further consideration by the Senate.

Respectfully,

(s) S. RAY BYERLY

*Principal Clerk*

Pursuant to the above request and upon motion of Representative Coffey, the bill is ordered returned to the Senate.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 199, a bill to be entitled an act to amend General Statutes 53-43 so as to include savings and loan associations with other financial institutions with respect to the collection of interest in advance.

Referred to Committee on Banks and Banking.

S. B. 204, a bill to be entitled an act to amend General Statutes 33-42.1 relating to the exhibition of investments and bank statements by guardians.

Referred to Committee on Banks and Banking.

S. B. 236, a bill to be entitled an act to amend Chapter 29 of the General Statutes relating to intestate succession.

Referred to Committee on Judiciary No. 1.

S. B. 238, a bill to be entitled an act to amend General Statutes 2-42 to provide that Clerks of Superior Court shall keep a record of renunciations of intestate property.

Referred to Committee on Judiciary No. 2.

S. B. 248, a bill to be entitled an act relating to the rental of motor vehicles.

Referred to Committee on Roads and Highway Safety.

S. B. 297, a bill to be entitled an act to amend Chapter 1211 of the Session Laws of 1959 relating to taxes upon insurance companies.

Referred to Committee on Finance.

S. B. 265, a bill to be entitled an act to fix the compensation of the members of the Board of County Commissioners of Davie County.

Referred to Committee on Salaries and Fees.

S. B. 308, a bill to be entitled an act to amend Chapter 559, Public-Local Laws of 1935, relating to the issuance of school building bonds in behalf of school districts and special bond tax units and the levy of taxes within such districts and units for the payment of the principal and interest of such bonds by providing for the dissolution of school districts, the separation from and annexation to school districts, the consolidation of school districts, the enlargement of school districts, the authorization of school building bonds, and the validation of school districts heretofore created under said chapter, to apply to Pitt County only.

Referred to Committee on Finance.

S. B. 312, a bill to be entitled an act to amend General Statutes 115-11 relating to state administration of federal aid to education.

Referred to Committee on Education.

S. B. 315, a bill to be entitled an act to establish an endowment fund for the public schools of the state which shall consist of and be maintained by voluntary contributions and to provide for the administration of such fund.

Referred to Committee on Education.

S. B. 333, a bill to be entitled an act relating to the appointment and terms of office of the City of Wilson Recreation Commission.

Referred to Committee on Local Government.

S. B. 336, a bill to be entitled an act providing for the perpetual preservation of the Legislative Chambers in the present Capitol Building and to provide for the future use and custodial care thereof.

Referred to <sup>50</sup>Committee on Buildings and Grounds.

S. B. 347, a bill to be entitled an act to fix the compensation and travel allowance of the Chairman and members of the Board of County Commissioners of Sampson County.

Referred to Committee on Salaries and Fees.

S. B. 348, a bill to be entitled an act to fix the compensation and travel allowances of the Sampson County Board of Education.

Referred to Committee on Salaries and Fees.

S. B. 355, a bill to be entitled an act validating the levying and assessing of all ad valorem taxes on real and personal property and polls subject to taxation by the City of Rocky Mount.

Referred to Committee on Counties, Cities and Towns.

S. B. 393, a bill to be entitled an act relating to the appointment of members of the Board of Education of Lee County.

Passes its first reading and is placed on the Calendar.

On motion of Representative Wicker, the rules are suspended and the bill is placed on its immediate passage.

Passes its second and third readings and is ordered enrolled.

H. B. 453, a bill to be entitled an act amending and rewriting certain provisions of Chapter 86 of the General Statutes of North Carolina entitled "Barbers".

Returned for concurrence.

On motion of Representative High, the House concurs in the Senate amendments and the bill is ordered enrolled.

H. B. 687, a bill to be entitled an act to amend Chapter 1136, Session Laws of 1957, relating to the salary of the Clerk of Superior Court of Guilford County.

Returned for concurrence.

On motion of the Chair, the House concurs in the Senate amendment and the bill is ordered enrolled.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:



H. B. 858, a bill to be entitled an act relating to license taxes of itinerant salesmen and peddlers in Wayne County.

On motion of Representative Braswell, the committee amendments are adopted.

On motion of Representative Braswell, the bill is recommitted to the Committee on Finance.

H. B. 860, a bill to be entitled an act relating to procedure in the County Criminal Court of Davie County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 881, a bill to be entitled an act to regulate elections in Gaston County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 907, a bill to be entitled an act to amend General Statutes 7-70 so as to add a December civil term to the Superior Court schedule in Vance County for the years 1961 and 1962.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 939, a bill to be entitled an act to amend General Statutes 15-21 relating to the execution of criminal warrants in Gaston County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 943, a bill to be entitled an act to prescribe the fees which the Register of Deeds of Orange County shall charge for the making and issuance of duplicate birth and death certificates.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 946, a bill to be entitled an act to authorize the Board of Commissioners of Alexander County to appropriate nontax funds for industrial development purposes.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 947, a bill to be entitled an act to amend Chapter 212, Session Laws of 1959, authorizing counties to call elections on the question of levying taxes for industrial development purposes so as to provide said act shall be applicable to Alexander County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 951, a bill to be entitled an act to amend Chapter 200 of the Private Laws of 1935 relating to the election of Trustees for the Newton-Conover City Administrative School Unit.

On motion of Representative Courtney, the bill is recommitted to the Committee on Elections and Election Laws.

H. B. 738, a bill to be entitled an act to amend the Urban Redevelopment Law to authorize re-development of non-residential areas; to provide for conservation, rehabilitation and reconditioning areas; and to clarify and simplify procedural requirements.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Barbee, Belk, Bell, Blue, Boger, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Fearing, Felmet, Ferrell, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Peel, Pickard, Potts, Quinn, Ramsey, Randall, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, and Zollicoffer—104.

Those voting in the negative are: Representatives Cook, Fletcher, Kerr, Kiser, and Wooten—5.

H. B. 564, a bill to be entitled an act to strengthen the motor vehicle certificate of the title laws providing for a manufacturer's certificate of transfer for new motor vehicles and for recordation and perfection of security interests in vehicles.

Passes its third reading, as amended, and is ordered engrossed and sent to the Senate.

H. B. 741, a bill to be entitled an act to amend Chapter 30 of the General Statutes relating to the surviving spouse's year's allowance.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 817, a bill to be entitled an act to amend General Statutes 20-7(f) relating to the renewal of drivers' licenses.

On motion of Representative Vaughn, consideration of the bill is postponed until Tuesday, June 6, 1961.

H. B. 876, a bill to be entitled an act to amend Chapter 84 of the General Statutes of North Carolina relating to attorneys at law.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 944, a bill to be entitled an act to authorize the Director of the William Hayes Ackland Memorial Art Center to exchange or sell by private negotiation works of art of said art center when same will improve the quality, value or representative character of the collection.

Passes its second and third readings and is ordered sent to the Senate.

S. B. 68, a bill to be entitled an act to amend General Statutes 110-49 relating to the issuance of permits and licenses to child caring institutions by the State Board of Public Welfare.

On motion of Representative Hargett, the committee amendment is adopted.

On motion of Representative Hargett, consideration of the bill is postponed until Tuesday, June 6, 1961.

S. B. 114, a bill to be entitled an act to make uniform the law with reference to trust receipts and pledges of personal property unaccompanied by possession in the pledgee.

Passes its second and third readings and is ordered enrolled.

S. B. 207, a bill to be entitled an act to amend General Statutes 28-170 to make it clear that a trustee, guardian, administrator, collector or other personal representative is entitled to commissions upon taxes withheld at the source.

Passes its second and third readings and is ordered enrolled.

#### ENROLLED BILLS

Representative Britt, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 259. An Act to amend Article 1 of Chapter 116 of the General Statutes of North Carolina so as to make Chapter 20 of the General Statutes relating to motor vehicles applicable in the use of the streets, alleys and driveways on the grounds of Appalachian State Teachers College and to authorize the Appalachian Trustees to adopt traffic regulations.

S. B. 303. An Act to abolish the office of County Treasurer of Gaston County.

H. B. 652. An Act relating to the compensation of certain officials in Gates County.

H. B. 653. An Act relating to the fees of the Register of Deeds of Gates County.

H. B. 679. An Act to amend Chapter 229, Session Laws of 1957, relating to fees for jail operation in Vance County.

H. B. 680. An Act to amend General Statutes 151-4 as it relates to the compensation of the Constable of Henderson Township in Vance County.

H. B. 706. An Act fixing the fees to be charged by the Register of Deeds of Jones County.

H. B. 731. An Act regulating the fees to be charged by Justices of the Peace in Onslow County.



H. B. 736. An Act to authorize the Board of County Commissioners of Union County to fix the compensation of Superior Court jurors.

H. B. 748. An Act to amend General Statutes 152-5 relating to the compensation of the Coroner of Graham County.

H. B. 755. An Act to fix the compensation of the Board of County Commissioners of Onslow County.

On motion of Representative Kiser, duly seconded, the House adjourns in honor of the memory of Mrs. James Kerr of Warrenton, sister-in-law of Representative Kerr, to meet tomorrow at 12 o'clock Noon.

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## NINETY-EIGHTH DAY

### HOUSE OF REPRESENTATIVES

Thursday, June 1, 1961

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hunt.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Greenwood, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Dolley the following are made honorary pagettes and pages from Gaston County, respectively, of the House of Representatives: Frieda Noel Beamguard, Ronald Lee Bailey, Leroy Coleman, and John Rodney Champion.

On motion of Representative Woodard of Northampton, Buck Copeland of Hertford County is made an honorary page of the House of Representatives.

On motion of Representative Barbee the courtesies of the floor are extended the Honorable C. Settle Bunn, a former Senator from Nash County.

On motion of Representative Vogler the courtesies of the floor are extended the Honorable Harvey Morris, a former member of the House of Representatives from Mecklenburg County.

A leave of absence is granted Representative Newman for Friday, June 2, 1961.

On motion of Representative Everett, James Reuben Wilder, Jr. of Wake County is made an honorary page of the House of Representatives.

Mr. Speaker Hunt makes the following honorary pagettes of the House of Representatives: Myrtle Hall of Haywood County, Ola Jane Frady, Macon County, Geraldine Spry, Rowan County, and Linda Midgett, Dare County.

#### ENGROSSED BILLS

Representative Thomas, for the Committee on Engrossed Bills, reports the following bills and resolutions have been carefully considered, found to be properly engrossed, and asks that they be sent to the Senate.

It is so ordered.

H. B. 564, a bill to be entitled an act to strengthen the motor vehicle certificate of title laws by providing for a manufacturer's certificate of transfer for new motor vehicles and for the recordation and perfection of security interests in vehicles.

H. B. 796, a bill to be entitled an act to provide for the creation and enlargement of metropolitan sewerage districts and for the issuance thereby of general obligation bonds and revenue bonds.

#### REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Representative Woodard of Northampton, for the Committee on Agriculture.

H. B. 598, a bill to be entitled an act relating to the compulsory inspection of meat, meat products, and meat by-products.

With a favorable report.

H. B. 915, a bill to be entitled an act to amend Section 9.35½, Article 2, Chapter 153, of the General Statutes of North Carolina relating to the promotion of soil conservation work, so as to make it apply to Stokes County.

With a favorable report.

H. B. 959, a bill to be entitled an act to prohibit the cutting, digging, removal, transportation, or sale within this State for any purpose of Christmas trees, evergreen boughs, or other trees, shrubs or native plants, without a bill of sale from the owner of the land on which the same are grown or other proof of ownership, and to provide a penalty for violations of this Act.

With a favorable report.

S. B. 127, a bill to be entitled an act regulating the sanitation of Agricultural Labor Camps.

With a favorable report, as amended.

By Representative Henley, for the Committee on Education.

H. B. 713, a bill to be entitled an act to provide sick leave for Teachers and Principals in the Public Schools.

With a favorable report, as amended.

On motion of Representative Henley the bill is recommitted to Committee on Appropriations.

By Representative Wooten, for the Committee on Judiciary No. 1.

H. B. 726, a bill to be entitled an act concerning the exercise of the power of eminent domain in connection with small watershed programs in Wake County.

With a favorable report, as amended.

H. B. 905, a bill to be entitled an act to rewrite General Statutes 14-329 regarding the punishment for various acts of trafficking in spirituous liquor containing foreign properties of ingredients poisonous to the human system.

With a favorable report, as amended.

H. B. 909, a bill to be entitled an act to amend General Statutes 67-34 so as to exclude Johnston County.

With a favorable report.

H. B. 952, a bill to be entitled an act to amend General Statutes 87-1 relating to the definition of a "General Contractor".

With a favorable report.

H. B. 958, a bill to be entitled an act to authorize the Asheboro City Board of Education to convey certain lands at private sale to the State of North Carolina.

With a favorable report.

H. B. 961, a bill to be entitled an act to exempt Martin County from Part 3A of Article 18, Chapter 160, regulating subdivisions.

With a favorable report.

H. B. 980, a bill to be entitled an act to amend General Statutes 93-12 relating to the State Board of Certified Public Accountant Examiners.

With a favorable report.

H. B. 994, a bill to be entitled an act to add Columbus County to the list of counties excluded from the operation of Article 29, Chapter 7 of the General Statutes relating to elections to establish recorders courts.

With a favorable report.

By Representative Crawford, for the Committee on Judiciary No. 2.



Committee Substitute for H. B. 654, a bill to be entitled an act to amend Article 40, Chapter 15 of the General Statutes relating to suspension of sentence and probation.

With an unfavorable report as to bill, favorable as to committee substitute bill.

On motion of Representative Crawford the substitute bill is adopted.

H. B. 854, a bill to be entitled an act to amend General Statutes 41-10 relating to actions to quiet title to real property.

With a favorable report.

H. B. 966, a bill to be entitled an act to repeal Chapter 420 of Public Laws of 1923, and Chapter 275 of Public Laws of 1931, and other provisions of the Public Laws and Session Laws of North Carolina pertaining to constables of Asheville Township.

With a favorable report.

H. B. 996, a bill to be entitled an act to provide for the transfer of criminal cases from the Recorder's Court of the Town of Mount Olive to the Superior Court of Wayne County when trial by a jury is demanded.

With a favorable report.

S. B. 293, a bill to be entitled an act to validate judgments by default rendered by clerks of the Superior Court in actions to remove cloud from title to real estate.

With a favorable report.

By Representative Harris of Wake, for the Committee on Local Government.

H. B. 871, a bill to be entitled an act to incorporate the Town of Red Oak in Nash County.

With a favorable report.

H. B. 872, a bill to be entitled an act to amend the Charter of the City of Raleigh, relating to the first meeting of the newly elected City Council.

With a favorable report.

H. B. 873, a bill to be entitled an act to amend General Statutes 160-239 to provide an alternate method of assessing the cost of extending water and sewer lines within parcels of land subdivided into lots to be applicable to the City of Raleigh.

With a favorable report.

H. B. 874, a bill to be entitled an act to authorize the City of Kinston to contract for privately owned bus operation in said City.

With a favorable report.

H. B. 875, a bill to be entitled an act to authorize the City Council of the City of Kinston and the Board of County Commissioners of Lenoir County to create and fix the powers of an industrial-agricultural development commission and to appropriate funds for the expenses thereof.

With a favorable report.

H. B. 903, a bill to be entitled an act to amend Chapter 596 of the Session Laws of 1949, the same being the Charter of the Town of Wallace, relating to town purchase procedures and contracts for town improvements.

With a favorable report.

H. B. 904, a bill to be entitled an act to authorize the governing body of the Town of Wallace to sell certain surplus real property.

With a favorable report.

H. B. 913, a bill to be entitled an act to incorporate the Town of Nags Head in Dare County.

With a favorable report.

H. B. 920, a bill to be entitled an act to amend General Statutes 153-9(9) relating to designating sites for county buildings.

With a favorable report.

H. B. 921, a bill to be entitled an act amending General Statutes 160-168 so as to provide for eight Library Trustees in the City of High Point.

With a favorable report.

H. B. 922, a bill to be entitled an act to amend General Statutes 7-70 (Eighteenth District) to change the place for holding terms of Superior Court in the High Point Division.

With a favorable report.

On motion of Representative Kemp the bill is recommitted to Committee on Local Government.

H. B. 923, a bill to be entitled an act to amend Chapter 702 of the 1949 Session Laws of North Carolina relating to the salaries of the Judge and Solicitor of the Municipal Court of the City of High Point, and the term of office of the Solicitor.

With a favorable report.

H. B. 924, a bill to be entitled an act relating to the compensation of certain officials in Guilford County.

With a favorable report.

H. B. 938, a bill to be entitled an act authorizing the Catawba Heights Sanitary District in Gaston County to elect five members to the Sanitary District Board to serve staggered terms.

With a favorable report.

H. B. 940, a bill to be entitled an act fixing the salaries of the Mayor and Commissioners of the City of Cherryville in Gaston County.

With a favorable report.

H. B. 941, a bill to be entitled an act to authorize and empower the bailiff of the Gaston County Domestic Relations and Juvenile Court to serve certain papers.

With a favorable report.

H. B. 963, a bill to be entitled an act to provide for the obtaining of building permits in Beaufort County.

With a favorable report.

H. B. 964, a bill to be entitled an act pertaining to the impounding of dogs in Beaufort County.

With a favorable report.

H. B. 969, a bill to be entitled an act to amend Article 1 of Chapter 700, Session Laws of 1947, relating to the Charter of the Town of Jamestown.

With a favorable report.

S. B. 296, a bill to be entitled an act to amend Chapter 1093 of the 1949 Session Laws of North Carolina relating to the City Court of Raleigh.

With a favorable report.

S. B. 301, a bill to be entitled an act to continue the incorporation of the Town of Garner and to revise, amend and consolidate the statutes that constitute the Charter of the Town of Garner.

With a favorable report.

S. B. 307, a bill to be entitled an act to include Randolph as one of the counties in which the use of indecent or profane language in a public place is prohibited.

With a favorable report.

S. B. 326, a bill to be entitled an act to amend General Statutes 14-335 relating to the punishment for public drunkenness in Davidson County.

With a favorable report.

S. B. 330, a bill to be entitled an act relating to the appointment and terms of office of the members of the City of Wilson Board of Adjustment.

With a favorable report.

S. B. 332, a bill to be entitled an act relating to the appointment and terms of office of members of the City of Wilson Planning Board.

With a favorable report.



S. B. 334, a bill to be entitled an act relating to the appointment and terms of office of members of the City of Wilson Board of Appeals for Airport Zoning.

With a favorable report.

S. B. 351, a bill to be entitled an act to amend General Statutes 153-266.22 so as to remove Wayne County from the counties excepted under Article 20B of Chapter 153.

With a favorable report.

S. B. 354, a bill to be entitled an act amending Chapter 209 of the Private Laws of 1907 amending the Charter of the City of Rocky Mount.

With a favorable report.

By Representative Gregory of Harnett, for the Committee on Salaries and Fees.

H. B. 953, a bill to be entitled an act to fix the compensation of the County Attorney of Harnett County.

With a favorable report.

H. B. 962, a bill to be entitled an act to make the provisions of General Statutes 153-9(12a), allowing County Commissioners to fix fees for commissions applicable to Martin County.

With a favorable report.

S. B. 347, a bill to be entitled an act to fix the compensation and travel allowance of the Chairman and members of the Board of County Commissioners of Sampson County.

With a favorable report.

S. B. 348, a bill to be entitled an act to fix the compensation and travel allowances of the Sampson County Board of Education.

With a favorable report.

By Representative Kiser, for the Committee on Teachers' and State Employees' Retirement.

H. B. 974, a bill to be entitled an act to amend Chapter 135 of the General Statutes, the same being the Teachers' and State Employees' Retirement System Act, relating to return from military service and the election of options.

With a favorable report.

S. B. 284, a bill to be entitled an act to amend Chapter 135 of the General Statutes and Chapter 128 of the General Statutes so as to authorize the Teachers' and State Employees' Retirement System to invest funds in certain common and preferred stocks.

With a favorable report.

H. B. 844, a bill to be entitled an act to amend Chapter 135 of the General Statutes and Chapter 128 of the General Statutes so as to authorize the Teachers' and State Employees' Retirement System and the Local Governmental Employees' Retirement System to invest funds in certain common and preferred stocks.

With an unfavorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representatives Thomas and Gregory of Harnett:

H. R. 1001, a joint resolution commending Attorney General T. Wade Bruton and his entire staff for assistance rendered the membership of the 1961 General Assembly.

On motion of Representative Thomas the rules are suspended and the resolution is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representative Blue:

H. B. 1002, a bill to be entitled an act to fix the fees of the justices of the peace in Moore County.

Referred to Committee on Salaries and Fees.

By Representatives Davis of Lenoir and High:

H. B. 1003, a bill to be entitled an act relating to residence requirements in divorce actions of citizens of this State on active duty with the Armed Forces of the United States.

Referred to Committee on Judiciary No. 2.

By Representative Isaac:

H. B. 1004, a bill to be entitled an act to provide for the nomination and election of the members of the Board of Education of Avery County by direct vote of the people.

Referred to Committee on Education.

By Representative Ramsey:

H. B. 1005, a bill to be entitled an act concerning a special election to authorize a development tax and a development commission for Madison County.

Referred to Committee on Elections and Election Laws.

By Representatives Arledge and Wall:

H. B. 1006, a bill to be entitled an act relating to the appointment of court reporters for McDowell and Polk Counties.

Referred to Committee on Courts and Judicial Districts.

By Representative Williamson:

H. B. 1007, a bill to be entitled an act to regulate the fees to be received by justices of the peace in Columbus County.

Referred to Committee on Salaries and Fees.

By Representative Potts:

H. B. 1008, a bill to be entitled an act authorizing the Board of Education of Transylvania County to convey the Lake Toxaway Elementary School Building Property to the Lake Toxaway Community Club.

Referred to Committee on Education.

By Representative Jones:

H. B. 1009, a bill to be entitled an act to provide for control of roadside advertising adjacent to the National System of Interstate and Defense Highways.

Referred to Committee on Roads and Highway Safety.

By Representative Choate:

H. B. 1010, a bill to be entitled an act to authorize the qualified voters of the Town of Sparta to determine whether alcoholic beverage control stores shall be established in said Town and to prescribe the method of operation and the disposition of the net profits thereof.

Referred to Committee on Propositions and Grievances.

By Representative Frink:

H. B. 1011, a bill to be entitled an act to amend General Statutes 143-129 so as to require sealed competitive bids.

Referred to Committee on Judiciary No. 2.

By Representative Hill:

H. B. 1012, a bill to be entitled an act to amend Chapter 120 of the General Statutes relating to agreements for rotation of Senators.

Referred to Committee on Senatorial Districts.

And,

H. B. 1013, a bill to be entitled an act to amend Chapter 200 of the Private Laws of North Carolina, Session of 1935, relating to the election of Trustees of the Newton-Conover City Administrative Unit.

Referred to Committee on Elections and Election Laws.



And,

H. B. 1014, a bill to be entitled an act for the relief of Charles B. Goodman.

Referred to Committee on Appropriations.

By Representative Coates:

H. B. 1015, a bill to be entitled an act to amend H. B. 417, ratified May 26, 1961, so as to exclude Johnston County therefrom.

Referred to Committee on Local Government.

By Representatives Kemp and Hines:

H. B. 1016, a bill to be entitled an act to amend Chapter 1397 of the 1957 Session Laws relating to substitute judges of the Guilford County Domestic Relations Court.

Referred to Committee on Courts and Judicial Districts.

And,

H. B. 1017, a bill to be entitled an act relating to mileage allowance for Guilford County employees.

Referred to Committee on Local Government.

And,

H. B. 1018, a bill to be entitled an act to repeal Chapter 1154 of the Session Laws of 1951 relating to garbage collection and disposal in Guilford County.

Referred to Committee on Local Government.

And,

H. B. 1019, a bill to be entitled an act to amend General Statutes 7-70 to authorize the Guilford County Board of County Commissioners to designate the place for holding terms of Superior Court in the High Point Division.

Referred to Committee on Local Government.

By Representative Gregory of Harnett:

H. B. 1020, a bill to be entitled an act relating to the constitution of a quorum at meetings of the governing board of the Town of Dunn.

Referred to Committee on Local Government.

By Representative Woodard of Northampton:

H. B. 1021, a bill to be entitled an act relating to the appointment of members of the Board of Education of Northampton County.

On motion of Representative Woodard of Northampton the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 245, a bill to be entitled an act to amend General Statutes 143-52 so as to authorize the Director of Administration to require affidavits of bidders upon State contracts to the effect that there was no collusion among the bidders.

Referred to Committee on State Government.

S. B. 321, a bill to be entitled an act to amend General Statutes 163-15 relating to the appointment of Registrars and Judges of Elections.

Referred to Committee on Elections and Election Laws.

S. B. 341, a bill to be entitled an act to amend General Statutes 33-49.1 relating to the transfer of guardianship.

Referred to Committee on Judiciary No. 1.

S. B. 352, a bill to be entitled an act to consolidate and transfer all authority, control and administration of the public schools of Lee County to the Sanford-Lee County Board of Education, to authorize the levy of a supplemental school tax not in excess of twenty cents on the one hundred dollars valuation, and to provide for a referendum to determine whether or not this Act shall be effective.

Referred to Committee on Education.

S. B. 367, a bill to be entitled an act to authorize the qualified voters of the Town of Hertford to determine whether or not Alcoholic Beverage Control Stores shall be established in said Town and to prescribe the disposition of the net profits thereof.

Referred to Committee on Propositions and Grievances.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 787, a bill to be entitled an act to amend General Statutes 153-152 so as to authorize the Currituck County Board of Commissioners to levy a special tax for support of the poor of said County.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Greenwood, Gregory of Halifax, Gregory of Harnett, Hamrick, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Riggs, Satterfield, Simpson, Slagle, Snyder, Speed, Story, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, Whitehurst, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, and Wooten—106.

Those voting in the negative are: None.

H. B. 814, a bill to be entitled an act to authorize the Board of County Commissioners of Alexander County, in their discretion, to levy a tax for the support and maintenance of the Alexander County Library.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Greenwood, Gregory of Halifax, Gregory of Harnett, Hamrick, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Riggs, Satterfield, Simpson, Slagle, Snyder, Speed, Story, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, Whitehurst, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, and Wooten—106.

Those voting in the negative are: None.

H. B. 910, a bill to be entitled an act to amend H. B. 166, ratified on the 28th day of March, 1961, being the Charter of the City of Burlington, in relation to the effect of annexation proceedings, the office of city clerk and treasurer, and investment of city funds.

Passes its second reading by the following vote and remains on the Calendar.



Those voting in the affirmative are: Representatives Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Greenwood, Gregory of Halifax, Gregory of Harnett, Hamrick, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Riggs, Satterfield, Simpson, Slagle, Snyder, Speed, Story, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, Whitehurst, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, and Wooten—106.

Those voting in the negative are: None.

S. B. 324, a bill to be entitled an act to authorize the Board of County Commissioners of Cleveland County to levy taxes for certain special purposes.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Greenwood, Gregory of Halifax, Gregory of Harnett, Hamrick, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Riggs, Satterfield, Simpson, Slagle, Snyder, Speed, Story, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, Whitehurst, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, and Wooten—106.

Those voting in the negative are: None.

H. B. 595, a bill to be entitled an act to amend General Statutes 7-70 relating to the terms of Superior Court of Forsyth County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 722, a bill to be entitled an act to validate and confirm certain official acts performed by certain persons as Deputy Clerks and Assistant Clerks of the Superior Court of Mecklenburg County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 740, a bill to be entitled an act to amend General Statutes 9-25 so as to fix the terms of grand jurors of Yadkin County and to provide for their appointment.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 793, a bill to be entitled an act to amend General Statutes 7-70 relating to the terms of Superior Court to be held in Polk County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 797, a bill to be entitled an act to prescribe additional costs to be charged in the Mayor's Court in the Town of Newton Grove, Sampson County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 845, a bill to be entitled an act to establish a special fund for Superior Court room facilities in Madison County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 863, a bill to be entitled an act to fix travel expenses of certain public officials in Bertie County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 864, a bill to be entitled an act to fix the salaries and travel expense of members of the Board of County Commissioners and members of the Board of Education of Bertie County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 865, a bill to be entitled an act to authorize the Board of County Commissioners of Johnston County to transfer the surplus in the Sinking Fund to the Agriculture Building Fund.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 868, a bill to be entitled an act directing the Board of County Commissioners of Yancey County to turn certain delinquent taxes into the General Fund and Debt Service Fund of said County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 878, a bill to be entitled an act to make General Statutes 153-10.1 concerning removal and disposal of trash and garbage applicable to Hoke County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 884, a bill to be entitled an act to amend General Statutes 153-9.35½ so as to provide that the Board of Commissioners of Wilkes County shall be empowered to promote Farm Soil Conservation work.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 886, a bill to be entitled an act relating to the use of construction funds by the Hyde County Drainage District No. 7 in Hyde County.



Passes its second and third readings and is ordered sent to the Senate.

H. B. 889, a bill to be entitled an act to amend General Statutes 153-10.1 relating to the authority of the Board of County Commissioners of Transylvania County to regulate the removal and disposal of trash and garbage.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 894, a bill to be entitled an act to amend Chapter 652, Session Laws of 1949, relating to the nomination and election of members of the Currituck County Board of Commissioners so as to provide that the district candidates shall be elected by a vote of the people of the County as a whole.

Passes its second and third readings and is ordered sent to the Senate.

H. R. 908, a joint resolution urging the members of the North Carolina Delegation in the United States Congress to take appropriate steps to release the undeveloped lands in the vicinity of John H. Kerr Reservoir in Vance County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 912, a bill to be entitled an act to provide clerical assistance for the Clerk of the Superior Court and the County Accountant of Yancey County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 914, a bill to be entitled an act to amend General Statutes 153-10.1 relating to the removal and disposal of trash, garbage and other refuse in rural areas by making the same applicable to Stokes County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 942, a bill to be entitled an act to amend General Statutes 7-70 relating to the terms of Superior Court to be held in Gaston County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 945, a bill to be entitled an act appointing members to the Board of Trustees of the Maxton City Administrative Unit.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 949, a bill to be entitled an act to provide for the reorganization of the Granville County Board of Education, the nomination and election of its members, to define in part their powers and authority and to repeal all public, public-local and private laws in conflict with this Act.

On motion of Representative Watkins the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 954, a bill to be entitled an act to amend Chapter 674 of the 1955 Session Laws so as to permit the sale, possession and use of explosive caps designed to be fired in toy cap pistols in New Hanover County.



Passes its second and third readings and is ordered sent to the Senate.

H. B. 955, a bill to be entitled an act to amend General Statutes 153-9, relating to fixing certain fees in Moore County.

On motion of Representative Blue consideration of the bill is postponed until Tuesday, June 6, 1961.

H. B. 960, a bill to be entitled an act to amend Article 6A of Chapter 153 relating to the powers of the Board of County Commissioners to fix salaries of county employees, so as to include Martin County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 965, a bill to be entitled an act amending Chapter 924, Session Laws of 1949, by authorizing and empowering the governing body of the City of Durham to construct local improvements on the public streets and alleys and specially assessing the cost or a portion of the cost thereof against abutting property.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 972, a bill to be entitled an act relating to the appointment of members of the Board of Education of Montgomery County.

Passes its second and third readings and is ordered sent to the Senate.

S. B. 256, a bill to be entitled an act to amend S. B. 63, ratified on April 14, 1961, relating to the terms of Superior Court to be held in Rowan County.

Passes its second and third readings and is ordered enrolled.

S. B. 264, a bill to be entitled an act to amend General Statutes 7-70 relating to terms of Superior Court in Carteret County.

Passes its second and third readings and is ordered enrolled.

S. B. 285, a bill to be entitled an act to amend General Statutes 7-70 relating to the terms of Superior Court to be held in Wake County.

Representative McMillan of Wake offers an amendment which is adopted.

Passes its second and third readings, as amended, and is ordered returned to the Senate for concurrence in House amendment.

S. B. 295, a bill to be entitled an act to amend S. B. 55, 1961 Session of the North Carolina General Assembly, ratified the 3rd day of March, 1961, relating to the appointment, compensation, and duties of a court reporter for the Fourth Judicial District.

Passes its second and third readings and is ordered enrolled.

S. B. 305, a bill to be entitled an act to amend Article 20A of Chapter 153 of the General Statutes relative to subdivision control so as to make the same applicable to Iredell County.

Passes its second and third readings and is ordered enrolled.

S. B. 306, a bill to be entitled an act to amend Article 20B of Chapter 153 of the General Statutes relative to county zoning and building regulations so as to make the same applicable to Iredell County.

Passes its second and third readings and is ordered enrolled.

S. B. 313, a bill to be entitled an act to authorize the governing body of the Town of Weldon in Halifax County to sell and convey certain property owned by the Town of Weldon and known as the Community Center Property no longer needed for public use.

Passes its second and third readings and is ordered enrolled.

S. B. 328, a bill to be entitled an act relating to leasing of the County Home facilities of Mecklenburg County.

Passes its second and third readings and is ordered enrolled.

S. B. 337, a bill to be entitled an act to validate the election and official acts of the Mayor and Commissioners of the Town of Grover, a municipal corporation in Cleveland County, elected at the municipal election in May 1961.

Passes its second and third readings and is ordered enrolled.

H. B. 738, a bill to be entitled an act to amend the Urban Redevelopment Law to authorize redevelopment of non-residential areas; to provide for conservation, rehabilitation and reconditioning areas; and to clarify and simplify procedural requirements.

Passes its third reading by the following vote, as amended, and is ordered engrossed.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Hamrick, Hardy, Hargett, Harriess of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Phelps, Pickard, Potts, Ramsey, Randall, Reid, Riggs, Satterfield, Simpson, Slagle, Snyder, Story, Taylor, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Clay, Whitehurst, Whitely, Wicker, Williamson, Wilson, Womble, Wood, and Woodard of Northampton—99.

Those voting in the negative are: Representatives Kerr, Kiser, and Wooten—3.

H. B. 461, a bill to be entitled an act to license and regulate water well contractors.

On motion of Representative Kerr the committee amendment is adopted.



Representative Britt offers an amendment which is adopted.

Passes its second reading by the following vote, as amended, and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Davis of Lenoir, Davis of Rowan, Delamar, Drummond, Eagles, Everett, Fearing, Felmet, Fletcher, Frink, Galifianakis, Godwin, Green, Greenwood, Gregory of Harnett, Hamrick, Hargett, Harris of Rowan, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Kemp, Kerr, Kiser, Leatherwood, Lloyd, McFadyen, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Phelps, Pickard, Potts, Randall, Satterfield, Simpson, Slagle, Snyder, Speed, Story, Thornburg, Umstead, Vaughn, Vogler, Wallace, Watkins, West of Cherokee, West of Clay, Wilson, Womble, Woodard of Northampton, and Wooten—84.

Those voting in the negative are: Representatives Byrum, Dolley, Efrid, Gregory of Halifax, Martin, Ramsey, and Riggs—7.

The following vote "present": Representatives Harris of Wake, Leatherman, and Thomas—3.

H. B. 519, a bill to be entitled an act to change the charge for combination hunting and fishing licenses, county hunting licenses, and county fishing licenses, and to increase issuance fees for license sales to make them uniform.

On motion of Representative Johnson the committee amendment is adopted which, being material, constitutes the first reading of the bill. The bill remains on the Calendar for its second reading roll call.

H. B. 888, a bill to be entitled an act relating to the appointment of plumbing inspectors in Transylvania County.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efrid, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Greenwood, Gregory of Halifax, Gregory of Harnett, Hamrick, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Riggs, Satterfield, Simpson, Slagle, Snyder, Speed, Story, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, Whitehurst, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson and Wooten—106.



Those voting in the negative are: None.

H. B. 182, a bill to be entitled an act to regulate the hunting and taking of amphibians in North Carolina.

On motion of Representative Arledge the committee amendment is adopted.

Representative Jackson offers an amendment.

On motion of Representative Arledge further consideration of the bill is postponed until Tuesday, June 6, 1961.

H. B. 630, a bill to be entitled an act relating to the appointment and terms of office of members of the North Carolina Wildlife Resources Commission.

On motion of Representative Johnson the committee amendments are adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 692, a bill to be entitled an act to exempt Bertie and Chowan Counties from General Statutes 113-247 relating to fishing on Sunday.

On motion of Representative Byrum the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 795, a bill to be entitled an act to amend General Statutes 122-7 relating to membership of the Board of Directors of the North Carolina Hospitals Board of Control.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 916, a bill to be entitled an act to create an Advisory Council to the administration of O'Berry School and Cherry Hospital.

Passes its second and third readings and is ordered sent to the Senate.

S. B. 197, a bill to be entitled an act to amend Article II of Chapter 143 of the General Statutes of North Carolina relating to the State Personnel Department.

On motion of Representative Hicks the committee amendments are adopted.

Representative Harris of Wake offers an amendment which is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate for concurrence in House amendments.

S. B. 291, a bill to be entitled an act to amend General Statutes 14-286 relating to giving of false fire alarms and molesting fire alarm systems.

Passes its second and third readings and is ordered enrolled.

S. B. 309, a bill to be entitled an act to amend Chapter 158 of the General Statutes to authorize the establishment of Economic Development Commissions, and to amend Chapter 153 to authorize the establishment of Regional Planning Commissions, by political subdivisions.

On motion of Representative Kiser the bill is recommitted to the Committee on Finance.

#### ENROLLED BILLS

Representative Britt, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 114. An Act to make uniform the law with reference to trust receipts and pledges of personal property unaccompanied by possession in the pledgee.

S. B. 207. An Act to amend General Statutes 28-170 to make it clear that a trustee, guardian, administrator, collector or other personal representative is entitled to commissions upon taxes withheld at the source.

S. B. 393. An Act relating to the appointment of members of the Board of Education of Lee County.

H. B. 453. An Act amending and rewriting certain provisions of Chapter 86 of the General Statutes of North Carolina entitled "barbers".

H. B. 489. An Act to amend General Statutes 7-134.1 so as to place the duty of distributing warrants to justices of the peace.

H. B. 571. An Act to amend Section 9.35½, Article 2, Chapter 153, of the General Statutes of North Carolina relating to the promotion of soil conservation work, so as to make it apply to Montgomery County.

H. B. 613. An Act making Clay County "Stock Law Territory".

H. B. 626. An Act to amend Section 9.35½, Article 2, Chapter 153, of the General Statutes of North Carolina relating to the promotion of soil conservation work, so as to make it apply to Granville County.

H. B. 650. An Act to amend Section 9.35½, Article 2, Chapter 153, of the General Statutes of North Carolina relating to the promotion of soil conservation work, so as to make it apply to Davie County.

H. B. 687. An Act to amend Chapter 1136, Session Laws of 1957 relating to the salary of the Clerk of Superior Court of Guilford County.

H. B. 695. An Act to amend General Statutes 153-9 so as to authorize the County Commissioners of Lincoln County to assist financially the soil conservation services.

H. B. 749. An Act to provide for the election of a Tax Supervisor in Graham County.

H. B. 750. An Act to amend General Statutes 153-266.22 making Article 20B of Chapter 153 of the General Statutes applicable to Onslow County.

H. B. 790. An Act adopting official record of uncollected taxes for the years 1951 through 1958 for the County of Buncombe and the City of Asheville.

H. B. 805. An Act to repeal the law relating to the holding of primary elections in the Town of Benson in Johnston County and to amend Chapter 539 of the Session Laws of 1943 relating to general municipal elections in said Town.

H. B. 851. An Act to amend S. B. 9, entitled "an act relating to the North Carolina Small Loans Act", ratified March 3, 1961, so as to extend for sixty days the time within which persons may not commence operating a small loan business.

H. B. 895. An Act to amend General Statutes 9-25 relating to grand juries in Craven County.

On motion of Representative Kerr, duly seconded, the House adjourns to meet tomorrow at 10 o'clock A. M.

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## NINETY-NINTH DAY

HOUSE OF REPRESENTATIVES  
Friday, June 2, 1961

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hunt.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Greenwood, for the Committee on the Journal, reports the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Andrews, Danny and Tommy Pickard of Alamance County are made honorary pages of the House of Representatives.

A leave of absence is granted Representative Garner for Monday night, June 5, 1961.

On motion of Representative Hamrick, Harry G. Price, Jr. of Forsyth County is made an honorary page of the House of Representatives.

A leave of absence is granted Representative Woodard of Northampton for Monday and Tuesday, June 5 and 6.

On motion of Representative Peel, Hester Elizabeth Gregory, Mary Lou Gregory, Ann Boyd Carter, and Boyd Lynn Gregory of Halifax County are made honorary pagettes and page, respectively, of the House of Representatives.



On motion of Representative Britt, Ellen Taylor Palmer, and David Kerr Palmer of Cleveland County are made honorary pagette and page of the House of Representatives.

#### ENGROSSED BILLS

Representative Thomas, for the Committee on Engrossed Bills, reports the following bills and resolutions have been carefully considered, found properly engrossed, and asks that they be sent to the Senate.

It is so ordered.

H. B. 630, a bill to be entitled an act relating to the appointment and terms of office of members of the North Carolina Wildlife Resources Commission.

H. B. 692, a bill to be entitled an act to exempt Bertie and Chowan Counties from General Statutes 113-247 relating to fishing on Sunday.

H. B. 738, a bill to be entitled an act to amend the Urban Redevelopment Law to authorize redevelopment of non-residential areas; to provide for conservation, rehabilitation and reconditioning areas; and to clarify and simplify procedural requirements.

H. B. 949, a bill to be entitled an act to provide for the reorganization of the Granville County Board of Education, the nomination and election of its members, to define in part their powers and authority and to repeal all public, public-local and private laws in conflict with this Act.

#### REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Representative Arledge, for the Committee on Elections and Election Laws.

H. B. 970, a bill to be entitled an act to amend Chapter 174 of the 1905 Private Laws relating to the day of election of Mayor and Commissioners in the Town of Magnolia, Duplin County.

With a favorable report.

H. B. 1013, a bill to be entitled an act to amend Chapter 200 of the Private Laws of North Carolina, Session of 1935, relating to the election of Trustees of the Newton-Conover City Administrative Unit.

With a favorable report.

By Representative Whitehurst, for the Committee on Insurance.

H. B. 930, a bill to be entitled an act to reward safe drivers by amending Article 25 of Chapter 58 of the General Statutes to equitably regulate automobile liability insurance rates and establish a safe driver reward plan.

With a favorable report.

On motion of Representative Whitehurst, the bill is placed on the Calendar for Tuesday, June 6, 1961.

H. B. 993, a bill to be entitled an act to define "twisting" with respect to insurance policies and to provide penalties in event of twisting.

With a favorable report.

By Representative Wooten, for the Committee on Judiciary No. 1.

S. B. 278, a bill to be entitled an act to amend Chapter 1235 of the 1959 Session Laws rewriting General Statutes 47-30 and General Statutes 47-32 relating to plats, subdivisions, and land surveys so as to provide said act shall not apply to Carteret and Granville Counties.

With a favorable report, as amended.

By Representative Braswell, for the Committee on Justices of the Peace.

H. B. 586, a bill to be entitled an act to amend Article 17A of Chapter 7 of the General Statutes relating to the numbering and issuance of warrants to justices of the peace in Wilkes County.

With a favorable report.

H. B. 948, a bill to be entitled an act to amend General Statutes 7-134 relating to fees of justices of the peace in Washington County.

With a favorable report.

H. B. 956, a bill to be entitled an act to appoint justices of the peace for the several counties of North Carolina.

With a favorable report, as amended.

By Representative Quinn, for the Committee on Roads and Highway Safety.

H. B. 235, a bill to be entitled an act to amend General Statutes 20-145 so as to repeal the provision exempting ambulances from speed limitations applicable to other motor vehicles.

With an unfavorable report.

H. B. 263, a bill to be entitled an act to permit earlier issuance of learners permits to persons who complete a high school driver education course.

With an unfavorable report.

H. B. 712, a bill to be entitled an act to require county, city or other municipal law enforcement officers operating motor vehicles to give warning before stopping another vehicle on the highway.

With a favorable report.

H. B. 887, a bill to be entitled an act to accept the retrocession of jurisdiction over the area within the Camp LeJeune Military Reservation utilized

by the State of North Carolina for portions of US Highway 17 and NC Highway 24.

With a favorable report.

H. B. 957, a bill to be entitled an act to amend General Statutes 20-51 so as to exempt from registration farm trailers hauling silage from place to place.

With a favorable report.

S. B. 93, a bill to be entitled an act to amend General Statutes 20-16 to permit suspension of drivers' licenses for two offenses of speeding committed within twelve months.

With an unfavorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representative Woodard of Northampton:

H. B. 1022, a bill to be entitled an act to amend Article 25 of Chapter 106 of the General Statutes relating to inspection and sale of eggs.

Referred to Committee on Agriculture.

And,

H. B. 1023, a bill to be entitled an act relating to the compulsory inspection of poultry and poultry products.

Referred to Committee on Agriculture.

By Representatives Wood, Drummond and Hamrick:

H. B. 1024, a bill to be entitled an act authorizing the Board of Commissioners of the Rural Hall Sanitary District in Forsyth County to regulate and limit vehicular parking on streets and highways within said District.

Referred to Committee on Judiciary No. 1.

By Representative Woodard of Wilson:

H. B. 1025, a bill to be entitled an act to further amend the Charter of the City of Wilson, in Wilson County, relating to the City Tax Collector.

Referred to Committee on Counties, Cities, and Towns.

By Representatives Dolley and Calder:

H. B. 1026, a bill to be entitled an act to amend Section 28 of Article II of the Constitution of North Carolina to provide for compensation of the members of the General Assembly.

Referred to Committee on Constitutional Amendments.



By Representative Bell:

H. B. 1027, a bill to be entitled an act to establish an Advisory Commission for the State Museum of Natural History.

Referred to Committee on Conservation and Development.

By Representative Davis of Lenoir:

H. B. 1028, a bill to be entitled an act amending Chapter 104C of the General Statutes, relating to atomic energy, radioactivity and ionizing radiation.

Referred to Committee on Health.

By Representative Braswell:

H. B. 1029, a bill to be entitled an act to authorize the Wayne County Board of Commissioners to appoint a traffic division for each of the rural fire departments approved in said County.

Referred to Committee on Local Government.

By Representative Hicks:

H. B. 1030, a bill to be entitled an act to amend Article I, Chapter 143 of the General Statutes of North Carolina relating to the Executive Budget Act.

Referred to Committee on State Government.

And,

H. B. 1031, a bill to be entitled an act to authorize the Governor to enter into and execute the Southern Interstate Nuclear Compact.

Referred to Committee on State Government.

By Representative Dolley:

H. B. 1032, a bill to be entitled an act to revise the membership of the Commission on Interstate Cooperation.

Referred to Committee on Federal and Interstate Cooperation.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 97, a bill to be entitled an act to amend Chapter 20 of the General Statutes of North Carolina to provide for scientific tests for intoxication in criminal cases involving drunken driving.

Referred to Committee on Judiciary No. 1.

S. B. 144, a bill to be entitled an act to amend General Statutes 153-9, relating to powers of the Board of County Commissioners so as to include Cherokee County.

Referred to Committee on Counties, Cities and Towns.

S. B. 145, a bill to be entitled an act to amend General Statutes 153-48.5, relating to county officials and employees so as to include Cherokee County.

Referred to Committee on Counties, Cities and Towns.

S. B. 244, a bill to be entitled an act relating to the compulsory inspection of meat, meat products and meat by-products.

Referred to Committee on Finance.

S. B. 255, a bill to be entitled an act to amend General Statutes 106-96, General Statutes 106-99.1 and General Statutes 106-100, relating to commercial feeding stuffs.

Referred to Committee on Agriculture.

S. B. 272, a bill to be entitled an act to amend General Statutes 105-64(b) and General Statutes 105-64.1(b), so as to exempt non-stock, non-profit charitable recreational corporations, foundations or centers from certain privileged license tax.

Referred to Committee on Finance.

S. B. 286, a bill to be entitled an act to amend General Statutes 95-17, relating to the limitations of hours of employment and exceptions thereto.

Referred to Committee on Manufacturers and Labor.

S. R. 335, a joint resolution recognizing the Flat Rock Playhouse at Flat Rock, North Carolina, as the State Theater of North Carolina.

Referred to Committee on Judiciary No. 2.

S. B. 340, a bill to be entitled an act to establish a uniform code of safety for the handling of liquefied petroleum gases.

Referred to Committee on Public Utilities.

S. B. 365, a bill to be entitled an act to amend General Statutes 153-246, relating to joint administrative functions of contiguous counties and municipalities in Edgecombe and Nash Counties.

Referred to Committee on Counties, Cities and Towns.

S. B. 377, a bill to be entitled an act amending General Statutes 105-422 so as to make its provisions applicable to Carteret County and its political subdivisions.

Referred to Committee on Counties, Cities and Towns.

H. B. 279, a bill to be entitled an act to amend General Statutes 20-279.21 defining motor vehicle liability insurance policy for financial responsibility purposes so as to include protection against uninsured motorists.

Returned for concurrence.

On motion of Representative Whitehurst the House concurs in the Senate amendment and the bill is ordered enrolled.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 787, a bill to be entitled an act to amend General Statutes 153-152 so as to authorize the Currituck County Board of Commissioners to levy a special tax for support of the poor of said County.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Delamar, Dolley, Drummond, Everett, Fearing, Felmet, Ferrell, Fletcher, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Hamrick, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Simpson, Slagle, Snyder, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Clay, Whitehurst, Whitley, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Wooten, and Zollicoffer—101.

Those voting in the negative are: None.

H. B. 814, a bill to be entitled an act to authorize the Board of County Commissioners of Alexander County, in their discretion, to levy a tax for the support and maintenance of the Alexander County Library.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Delamar, Dolley, Drummond, Everett, Fearing, Felmet, Ferrell, Fletcher, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Hamrick, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Simpson, Slagle, Snyder, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Clay, Whitehurst, Whitley, Wil-



liamson, Wilson, Womble, Wood, Woodard of Northampton, Wooten, and Zollicoffer—101.

Those voting in the negative are: None.

H. B. 871, a bill to be entitled an act to incorporate the Town of Red Oak in Nash County.

Representative Barbee offers an amendment which is adopted. The amendment being material, this constitutes the first reading of the bill and the bill remains on the Calendar.

H. B. 888, a bill to be entitled an act relating to the appointment of plumbing inspectors in Transylvania County.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Le-noir, Delamar, Dolley, Drummond, Everett, Fearing, Felmet, Ferrell, Fletcher, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Hamrick, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Simpson, Slagle, Snyder, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Clay, Whitehurst, Whitley, William-son, Wilson, Womble, Wood, Woodard of Northampton, Wooten, and Zollicoffer—101.

Those voting in the negative are: None.

H. B. 910, a bill to be entitled an act to amend H. B. 166, ratified on the 28th day of March, 1961, being the Charter of the City of Burlington, in relation to the effect of annexation proceedings, the office of city clerk and treasurer, and investment of city funds.

Passes its third reading and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Le-noir, Delamar, Dolley, Drummond, Everett, Fearing, Felmet, Ferrell, Fletcher, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Hamrick, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Simpson,

Slagle, Snyder, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Clay, Whitehurst, Whitley, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Wooten, and Zollicoffer—101.

Those voting in the negative are: None.

S. B. 324, a bill to be entitled an act to authorize the Board of County Commissioners of Cleveland County to levy taxes for certain special purposes.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Delamar, Dolley, Drummond, Everett, Fearing, Felmet, Ferrell, Fletcher, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Hamrick, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Simpson, Slagle, Snyder, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Clay, Whitehurst, Whitley, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Wooten, and Zollicoffer—101.

Those voting in the negative are: None.

H. B. 913, a bill to be entitled an act to incorporate the Town of Nags Head in Dare County.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Delamar, Dolley, Drummond, Everett, Fearing, Felmet, Ferrell, Fletcher, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Hamrick, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Simpson, Slagle, Snyder, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Clay, Whitehurst, Whitley, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Wooten, and Zollicoffer—101.

Those voting the negative are: None.



S. B. 301, a bill to be entitled an act to continue the incorporation of the Town of Garner and to revise, amend and consolidate the statutes that constitute the Charter of the Town of Garner.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Delamar, Dolley, Drummond, Everett, Fearing, Felmet, Ferrell, Fletcher, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Hamrick, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Simpson, Slagle, Snyder, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Clay, Whitehurst, Whitley, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Wooten, and Zollicoffer—101.

Those voting in the negative are: None.

H. B. 726, a bill to be entitled an act concerning the exercise of the power of eminent domain in connection with small watershed programs in Wake County.

On motion of Representative McMillan, the Committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 872, a bill to be entitled an act to amend the Charter of the City of Raleigh, relating to the first meeting of a newly elected City Council.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 873, a bill to be entitled an act to amend General Statutes 160-239 to provide an alternate method of assessing the cost of extending water and sewer lines within parcels of land subdivided into lots to be applicable to the City of Raleigh.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 874, a bill to be entitled an act to authorize the City of Kinston to contract for privately owned bus operation in said City.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 875, a bill to be entitled an act to authorize the City Council of the City of Kinston and the Board of County Commissioners of Lenoir County to create and fix the powers of an industrial-agricultural development commission and to appropriate funds for the expenses thereof.



Passes its second and third readings and is ordered sent to the Senate.

H. B. 903, a bill to be entitled an act to amend Chapter 596 of the Session Laws of 1949, the same being the Charter of the Town of Wallace, relating to town purchase, procedures and contracts for town improvements.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 904, a bill to be entitled an act to authorize the governing body of the Town of Wallace to sell certain surplus real property.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 909, a bill to be entitled an act to amend General Statutes 67-34 so as to exclude Johnston County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 915, a bill to be entitled an act to amend Section 9.35½, Article 2, Chapter 153, of the General Statutes of North Carolina relating to the promotion of soil conservation work, so as to make it apply to Stokes County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 920, a bill to be entitled an act to amend General Statutes 153-9 (9) relating to designating sites for county buildings.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 921, a bill to be entitled an act amending General Statutes 160-68 so as to provide for eight Library Trustees in the City of High Point.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 923, a bill to be entitled an act to amend Chapter 702 of the 1949 Session Laws of North Carolina relating to the salaries of the Judge and Solicitor of the Municipal Court of the City of High Point, and the term of office of the Solicitor.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 924, a bill to be entitled an act relating to the compensation of certain officials in Guilford County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 938, a bill to be entitled an act authorizing the Catawba Heights Sanitary District in Gaston County to elect five members to the Sanitary District Board to serve staggered terms.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 940, a bill to be entitled an act fixing the salaries of the Mayor and Commissioners of the City of Cherryville in Gaston County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 941, a bill to be entitled an act to authorize and empower the bailiff of the Gaston County Domestic Relations and Juvenile Court to serve certain papers.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 953, a bill to be entitled an act to fix the compensation of the County Attorney of Harnett County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 958, a bill to be entitled an act to authorize the Asheboro City Board of Education to convey certain lands at private sale to the State of North Carolina.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 961, a bill to be entitled an act to exempt Martin County from Part 3A of Article 18, Chapter 160, regulating subdivisions.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 962, a bill to be entitled an act to make the provisions of General Statutes 153-9(12a), allowing county commissioners to fix fees for commissions applicable to Martin County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 963, a bill to be entitled an act to provide for the obtaining of building permits in Beaufort County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 964, a bill to be entitled an act pertaining to the impounding of dogs in Beaufort County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 966, a bill to be entitled an act to repeal Chapter 420 of the Public Laws of 1923, and Chapter 275 of Public Laws of 1931, and other provisions of the Public Laws and Session Laws of North Carolina pertaining to constables of Asheville Township.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 969, a bill to be entitled an act to amend Article 1 of Chapter 700, Session Laws of 1947, relating to the Charter of the Town of Jamestown.

Passes its second and third readings and is ordered sent to the Senate.

H.B. 994, a bill to be entitled an act to add Columbus County to the list of counties excluded from the operation of Article 29, Chapter 7 of the General Statutes relating to elections to establish recorders courts.

On motion of Representative Williamson the bill is recommitted to the Committee on Judiciary No. 1.

H. B. 996, a bill to be entitled an act to provide for the transfer of criminal cases from the Recorder's Court of the Town of Mount Olive to the Superior Court of Wayne County when trial by jury is demanded.

Passes its second and third readings and is ordered sent to the Senate.

S. B. 296, a bill to be entitled an act to amend Chapter 1093 of the 1949 Session Laws of North Carolina relating to the City Court of Raleigh.

Passes its second and third readings and is ordered enrolled.

S. B. 307, a bill to be entitled an act to include Randolph as one of the counties in which the use of indecent or profane language in a public place is prohibited.

Passes its second and third readings and is ordered enrolled.

S. B. 326, a bill to be entitled an act to amend General Statutes 14-335 relating to the punishment for public drunkenness in Davidson County.

Passes its second and third readings and is ordered enrolled.

S. B. 330, a bill to be entitled an act relating to the appointment and terms of office of the members of the City of Wilson Board of Adjustment.

Passes its second and third readings and is ordered enrolled.

S. B. 332, a bill to be entitled an act relating to the appointment and terms of office of members of the City of Wilson Planning Board.

Passes its second and third readings and is ordered enrolled.

S. B. 334, a bill to be entitled an act relating to the appointment and terms of office of members of the City of Wilson Board of Appeals for airport zoning.

Passes its second and third readings and is ordered enrolled.

S. B. 347, a bill to be entitled an act to fix the compensation and travel allowance of the Chairman and members of the Board of County Commissioners of Sampson County.

Passes its second and third readings and is ordered enrolled.

S. B. 348, a bill to be entitled an act to fix the compensation and travel allowances of the Sampson County Board of Education.

Passes its second and third readings and is ordered enrolled.

S. B. 351, a bill to be entitled an act to amend General Statutes 153-266.22 so as to remove Wayne County from the counties excepted under Article 20B of Chapter 153.

Passes its second and third readings and is ordered enrolled.

S. B. 354, a bill to be entitled an act amending Chapter 209 of the Private Laws of 1907 amending the Charter of the City of Rocky Mount.

Passes its second and third readings and is ordered enrolled.



H. B. 461, a bill to be entitled an act to license and regulate water well contractors.

Passes its third reading by the following vote, as amended, and is ordered engrossed.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Delamar, Drummond, Eagles, Everett, Fearing, Felmet, Fletcher, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Hamrick, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McLaughlin, McMillan of Robeson, McMillan of Wake, Osteen, Palmer, Peel, Pickard, Potts, Randall, Rodenbough, Satterfield, Simpson, Slagle, Snyder, Speed, Story, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Clay, Whitehurst, Whitley, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—93.

Those voting in the negative are: None.

H. B. 519, a bill to be entitled an act to change the charge for combination hunting and fishing licenses, county hunting licenses, and county fishing licenses, and to increase issuance fees for license sales to make them uniform.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Boger, Braswell, Britt, Brooks, Byrum, Choate, Coates, Cohoon, Courtney, Davis of Lenoir, Delamar, Drummond, Eagles, Everett, Felmet, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Hamrick, Hardy, Hargett, Harris of Wake, Hawfield, High, Hill, Hines, Holcombe, Jackson, Johnson, Jordan, Kemp, Kerr, Lane, Leatherman, Leatherwood, Lloyd, Lupton, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Owens, Palmer, Ramsey, Reid, Riggs, Satterfield, Snyder, Speed, Thomas, Umstead, Vogler, Wall, Wallace, Watkins, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, and Wooten—69.

Those voting in the negative are: Representatives Blue, Calder, Coffey, Crawford, Fearing, Fletcher, Gregory of Harnett, Henley, Isaac, Kiser, Martin, Osteen, Pickard, Potts, Quinn, Randall, Simpson, Slagle, Story, Thornburg, Whitehurst, and Williamson—22.

The following pair is announced: Were Representative Murphy present he would vote "No", Representative Peel votes "Aye".

H. B. 598, a bill to be entitled an act relating to the compulsory inspection of meat, meat products, and meat by-products.

On motion of Representative Woodard of Northampton, consideration of the bill is postponed until Tuesday, June 6, 1961.

H. B. 654, a bill to be entitled an act to amend Article 40, Chapter 15 of the General Statutes relating to suspension of sentence and probation.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 854, a bill to be entitled an act to amend General Statutes 41-10 relating to actions to quiet title to real property.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 905, a bill to be entitled an act to rewrite General Statutes 14-329 regarding the punishment for various acts of trafficking in spirituous liquor containing foreign properties or ingredients poisonous to the human system.

On motion of Representative Wood, the Committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 952, a bill to be entitled an act to amend General Statutes 87-1 relating to the definition of a "General Contractor".

Passes its second and third readings and is ordered sent to the Senate.

H. B. 959, a bill to be entitled an act to prohibit the cutting, digging, removal, transportation, or sale within this State for any purpose of Christmas trees, evergreen boughs, or other trees, shrubs or native plants, without a bill of sale from the owner of the land on which the same are grown or other proof of ownership, and to provide a penalty for violations of this Act.

On motion of Representative Andrews, consideration of the bill is postponed until Tuesday, June 6, 1961.

H. B. 974, a bill to be entitled an act to amend Chapter 135 of the General Statutes, the same being the Teachers' and State Employees' Retirement System Act, relating to return from military service and the election of options.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 980, a bill to be entitled an act to amend General Statutes 93-12 relating to the State Board of Certified Public Accountant examiners.

Passes its second reading.

Representative High objects to the third reading and the bill remains on the Calendar.

S. B. 127, a bill to be entitled an act regulating the sanitation of agricultural labor camps.

On motion of Representative Whitehurst, consideration of the bill is postponed until Wednesday, June 7, 1961.

S. B. 284, a bill to be entitled an act to amend Chapter 135 of the General Statutes and Chapter 128 of the General Statutes so as to authorize the Teachers' and State Employees' Retirement System and the Local Governmental Employees' Retirement System to invest funds in certain common and preferred stocks.

Passes its second and third readings and is ordered enrolled.

S. B. 293, a bill to be entitled an act to validate judgments by default rendered by clerks of the Superior Court in actions to remove cloud from title to real estate.

Passes its second and third readings and is ordered enrolled.

#### ENROLLED BILLS

Representative Britt, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 497. A Joint Resolution petitioning the Commodity Credit Corporation for certain changes in regulations relating to the Agricultural Stabilization Corporation Loan Program for grain storage facilities.

S. B. 179. An Act to amend Article VI, Section 2, of the Constitution of North Carolina so as to permit new residents not qualified to vote only because of insufficient residence time, to vote for Presidential and Vice-Presidential Electors.

S. B. 256. An Act to amend S. B. No. 63, ratified on April 14, 1961, relating to the terms of Superior Court to be held in Rowan County.

S. B. 264. An Act to amend General Statutes 7-70 relating to terms of Superior Court in Carteret County.

S. B. 291. An Act to amend General Statutes 14-286 relating to giving of false fire alarms and molesting fire alarm systems.

S. B. 295. An Act to amend S. B. 55, 1961 Session of the North Carolina General Assembly, ratified the 3rd day of March, 1961, relating to the appointment, compensation, and duties of a Court Reporter for the Fourth Judicial District.

S. B. 305. An Act to amend Article 20A of Chapter 153 of the General Statutes relative to subdivision control so as to make the same applicable to Iredell County.

S. B. 337. An Act to validate the election and official acts of the Mayor and Commissioners of the Town of Grover, a municipal corporation in Cleveland County, elected at the municipal election in May, 1961.

S. B. 306. An Act to amend Article 20B of Chapter 153 of the General Statutes relative to county zoning and building regulations so as to make the same applicable to Iredell County.



S. B. 313. An Act to authorize the governing body of the Town of Weldon in Halifax County to sell and convey certain property owned by the Town of Weldon and known as the Community Center property no longer needed for public use.

S. B. 328. An Act relating to leasing of the county home facilities of Mecklenburg County.

H. B. 233. An Act to decrease the amount of annual installments of principal that shall become due upon assessment anticipation notes in order to encourage a larger participation in the preservation of soil and land by drainage districts.

H. B. 234. An Act to amend Section 95-88 of the General Statutes pertaining to minimum wages.

H. B. 378. An Act to amend General Statutes 58-254.3 relating to blanket accident and health insurance so as to include policies issued to municipal or county recreation departments.

H. B. 523. An Act to amend General Statutes 45-21.38 relating to the abolition of deficiency judgments where mortgage represents part of the purchase price.

H. B. 760. An Act to amend Chapter 220 of the Session Laws of 1953, the same being the Charter of the Town of Kill Devil Hills, so as to increase the number of commissioners of said Town from three to five.

H. B. 767. An Act to authorize the Board of Commissioners of the Town of Valdese to appropriate and pay funds to the Valdese Community Center.

H. B. 770. An Act to amend Chapter 402 of the Session Laws of 1947 relating to the establishment of Winston-Salem Firemen's Retirement Fund Association.

H. B. 772. An Act to create a Peace Officers' Relief Fund for the County of Rockingham.

H. B. 775. An Act to amend General Statutes 47-30 relating to mapping requirements by exempting Davie County from the requirement that map lines shall be made by horizontal measurements.

H. B. 786. An Act to authorize the Sheriff of Person County to appoint special police officers upon application of those operating business places or other lawful enterprises.

H. B. 800. An Act to amend Chapter III, Session Laws of 1951, relating to libraries and facilities in the Superior and Recorders' Courts of Robeson County, North Carolina.

H. B. 806. An Act to provide for settlement and disbursement of certain funds in the hands of the Clerk of Superior Court of Johnston County as of May 7, 1959.

H. B. 809. An Act to amend General Statutes 2-53 relating to certain powers and duties of the Clerk of the Superior Court of Wake County.

H. B. 812. An Act to add a new Article to the Drainage District Law by amending Chapter 156 of the General Statutes to provide for improvement, renovation, enlargement and extension of canals, structures and boundaries and to amend various sections of the Drainage District Law.

H. B. 815. An Act to authorize policemen and other law enforcement officers of the Town of Garner to make arrests and serve criminal process at any place in Wake County within a radius of one mile distance from the corporate limits of said town.

H. B. 822. An Act to amend Chapter 789, Session Laws of 1955, to provide for the compensation of the Mayor and Aldermen of the Town of Longview, in Catawba County.

H. B. 824. An Act to authorize the City of Raleigh, the City of Durham, the County of Durham and the County of Wake to convey at private sale certain property at the Raleigh-Durham Airport to the State of North Carolina for National Guard purposes.

H. B. 825. An Act to authorize the City Council of the City of Durham to provide for auxiliary policemen and auxiliary firemen upon the conditions, restrictions, and limitations more specifically described herein; and for other purposes.

H. B. 830. An Act to amend Chapter 673 of the Session Laws of 1945 relating to taxing and regulation of professional bondsmen and others in New Hanover County.

H. B. 831. An Act to amend Chapter 135 of the Session Laws of 1953 relating to the establishment of a Law Library for the public officials and courts of New Hanover County, and to provide a fund for court improvement and maintenance in said County.

H. B. 832. An Act to amend Chapter 459 of the Public-Local Laws of 1935 relating to the commitment of inebriates to the County Farm in New Hanover County.

H. B. 833. An Act to provide for the election of members of the Council of the Town of Carolina Beach and to fix their terms of office.

H. B. 834. An Act to authorize the Town Council of the Town of Carolina Beach to use non-tax funds for advertising.

H. B. 850. An Act relating to the change of day for holding the municipal elections in the City of Oxford.

On motion of Representative Johnson, duly seconded, the House adjourns to meet tomorrow at 10 o'clock A. M.

## ONE HUNDREDTH DAY

HOUSE OF REPRESENTATIVES

Saturday, June 3, 1961

The House meets pursuant to adjournment and is called to order by Mr. Speaker Pro Tem McMillan of Wake.

The Lord's Prayer is repeated in unison by attending members.

On motion of Representative Crawford, seconded by Representative Woodard of Wilson, the reading of the Journal of yesterday is dispensed with and, without objection, the same stands approved as written.

On motion of Representative Woodard of Wilson, seconded by Representative Crawford, the House adjourns and will meet Monday night at 8 o'clock.

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## ONE HUNDRED FIRST DAY

HOUSE OF REPRESENTATIVES

Monday Night, June 5, 1961

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hunt.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Jones, for the Committee on the Journal, reports the Journal of Saturday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Wooten, Mary Ellen and Wayland Hayes Sharpe of Orange County are made honorary pagette and page, respectively, of the House of Representatives.

On motion of Representative Wilson, Betsy, Caroline, Pat, and Joseph H. Warren, Jr., of Caswell County are made honorary pagettes and pages, respectively, of the House of Representatives.

On motion of Representative Delamar, the courtesies of the floor are extended the Honorable Ted Collier, a former member of the House of Representatives from Pamlico County and to his son, Joe Collier, a former Chief Page of the House.

On motion of Representative Randall, Gerald Daniel Casstevens of Yadkin County, grandson of Representative Harding, is made an honorary page of the House of Representatives.

On motion of Representative Bell, "Sandy" McMahan of Orange County is made an honorary page of the House of Representatives.



Mr. Speaker Hunt announces that Lieutenant Colonel James B. Vogler, Jr., son of Representative Vogler, has been awarded the First Oak Leaf Cluster to the Air Force Commendation Medal and asks the Clerk to read the following Citation:

"Lieutenant Colonel James B. Vogler, Jr., 12079A, U. S. Air Force, distinguished himself by meritorious service while serving as Operations and Training Staff Officer, Directorate of Training, 1st Missile Division, Vandenberg Air Force Base, California, during the period 1 May 1958 to 15 December 1960.

"Lieutenant Colonel Vogler was responsible for the planning, programming, and conduct of the Thor Training program which was a resounding success. Planning factors which he developed are being applied to the Atlas, Titan, and Minuteman Weapon Systems. Through his effort a Combat Training Launch program was developed, which is in full effect with the Royal Air Force Thor Training program and will be utilized by the follow-on weapon systems of the United States Air Force. He developed a staff study to incorporate all technical missile training into a single organization for better control thus reducing manpower requirements and fixing responsibilities for training. As a result of his study the Directorate of Training was established. His devotion to duty, creative initiative and enthusiastic application of effort reflect great credit upon himself and the United States Air Force."

#### ENGROSSED BILLS

Representative Thomas, for the Committee on Engrossed Bills, reports the following bills and resolutions have been carefully considered, found properly engrossed, and asks that they be sent to the Senate.

It is so ordered.

H. B. 461, a bill to be entitled an act to license and regulate water well contractors.

H. B. 726, a bill to be entitled an act concerning the exercise of the power of eminent domain in connection with small watershed programs in Wake County.

H. B. 905, a bill to be entitled an act to rewrite General Statutes 14-329 regarding the punishment for various acts of trafficking in spirituous liquor containing foreign properties or ingredients poisonous to the human system.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representative Vaughn, by request:

H. B. 1033, a bill to be entitled an act to fix the terms of office of the members of the Board of Education of Rockingham County on a four-year basis with staggered terms, and to provide for the nomination of the members of said Board of Education.

Referred to Committee on Education.

By Representative Vaughn:

H. B. 1034, a bill to be entitled an act to allow the governing body of the City of Reidsville to establish by ordinance a retirement or pension fund for employees.

Referred to Committee on Local Government.

By Representatives McMillan of Robeson and Britt:

H. B. 1035, a bill to be entitled an act to validate the municipal election of May 1, 1961, of the Town of Maxton in Robeson County.

Referred to Committee on Local Government.

And,

H. B. 1036, a bill to be entitled an act to amend Chapter 314 of the Session Laws of North Carolina, 1953, relating to elections in the Town of Maxton.

Referred to Committee on Local Government.

By Representative Fearing:

H. B. 1037, a bill to be entitled an act relating to provisions for collection of garbage in Dare County.

Referred to Committee on Local Government.

By Representative Pickard:

H. B. 1038, a bill to be entitled an act to amend General Statutes 7-70 relating to the terms of Superior Court to be held in Alamance County.

Referred to Committee on Judiciary No. 2.

And,

H. B. 1039, a bill to be entitled an act to authorize the City of Burlington to quitclaim and convey all its right, title, interest, and estate in certain lands at private sale to George A. Holt and W. K. Holt, their heirs and assigns.

Referred to Committee on Judiciary No. 2.

And,

H. B. 1040, a bill to be entitled an act to amend General Statutes 113-104 relating to hunting with bow and arrow.

Referred to Committee on Wildlife Resources.

By Representative Calder:

H. B. 1041, a bill to be entitled an act to amend General Statutes 160-227.1 authorizing municipalities in New Hanover County to regulate the platting and recording of subdivisions of land.

Referred to Committee on Counties, Cities and Towns.

By Representatives Johnson, Henley, Hargett, Hardy, Wilson, and Davis of Lenoir:

H. B. 1042, a bill to be entitled an act to furnish the Chairman of the State Board of Education with a secretary and to appropriate funds for the compensation of said secretary.

Referred to Committee on Appropriations.

By Representative Byrum:

H. B. 1043, a bill to be entitled an act to revise and consolidate the Charter of the Town of Edenton in Chowan County.

Referred to Committee on Local Government.

By Representatives Crawford, Hamrick, Wood, and Brooks:

H. B. 1044, a bill to be entitled an act to prohibit certain business activities on Sunday.

Referred to Committee on Judiciary No. 2.

By Representative Riggs:

H. B. 1045, a bill to be entitled an act to incorporate the Town of Chadwick Acres, North Carolina, in Onslow County.

Referred to Committee on Counties, Cities and Towns.

By Representatives Belk, Kennedy, Hicks, and Vogler:

H. B. 1046, a bill to be entitled an act to amend General Statutes 7-104 by authorizing additional substitute judges in Mecklenburg County.

Referred to Committee on Courts and Judicial Districts.

By Representatives Galifianakis, Brooks and Belk:

H. B. 1047, a bill to be entitled an act to amend Chapter 87, Article 1, of the General Statutes so as to make it clear that painting and decorating contractors are included within the definition of general contractor.

Referred to Committee on Judiciary No. 1.

By Representative Woodard of Wilson:

H. B. 1048, a bill to be entitled an act to authorize the Board of County Commissioners of Wilson County to fix the compensation for the Chairman and other members of the Board.

Referred to Committee on Local Government.

By Representatives Henley and High:

H. B. 1049, a bill to be entitled an act authorizing the County of Cumberland to acquire, purchase, construct, improve, enlarge, extend, and equip



properties relating to grain storage facilities of the county, to lease said properties to public or private interests and to issue revenue bonds therefor.

Referred to Committee on Finance.

By Representative Hill:

H. B. 1050, a bill to be entitled an act to restrict imprisonment for debt in North Carolina.

Referred to Committee on Judiciary No. 1.

By Representative Dolley:

H. B. 1051, a bill to be entitled an act to amend the rules and regulations for municipal elections held in the City of Gastonia.

Referred to Committee on Judiciary No. 2.

By Representative Simpson:

H. B. 1052, a bill to be entitled an act authorizing the establishment of Glen Alpine Graded District in Burke County as a Recreation District and the levying of a recreation system tax.

Referred to Committee on Finance.

By Representatives Kennedy, Belk, Hicks, and Vogler:

H. B. 1053, a bill to be entitled an act authorizing appointment of a Board of Equalization and Review for Mecklenburg County.

Referred to Committee on Counties, Cities and Towns.

By Representative Kennedy:

H. B. 1054, a bill to be entitled an act to amend General Statutes 1-539.7 pertaining to appeals from courts of justices of the peace.

Referred to Committee on Courts and Judicial Districts.

By Representative Watkins:

H. B. 1055, a bill to be entitled an act to provide for staggered terms of office for the Board of Commissioners and compensation for Board of Commissioners and Mayor of the Town of Creedmoor in Granville County.

Referred to Committee on Local Government.

By Representative Harris of Wake:

H. B. 1056, a bill to be entitled an act to amend the General Statutes relating to the termination of probation, arrest, and subsequent disposition.

Referred to Committee on Judiciary No. 1.

And,

H. B. 1057, a bill to be entitled an act to amend General Statutes 122-50 relating to records of allegedly mentally disordered persons.

Referred to Committee on Judiciary No. 1.

And,

H. R. 1058, a joint resolution concerning display and use of the Confederate Flag.

On motion of Representative Harris of Wake the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representative Williamson:

H. B. 1059, a bill to be entitled an act to abolish the Fair Bluff Municipal Recorder's Court and to exempt Columbus County from the provisions of Article 24, Chapter 7, of the General Statutes.

Referred to Committee on Judiciary No. 1.

And,

H. R. 1060, a joint resolution providing that the area of Columbus County now known as Crusoe Island may hereafter be known as the River View Community.

Referred to Committee on Judiciary No. 1.

By Representatives Davis of Rowan, Vogler, Drummond, and Harriss of Rowan:

H. B. 1061, a bill to be entitled an act to amend Chapter 912 of the Session Laws of 1955 relating to the State Board of Refrigeration Examiners.

Referred to Committee on Judiciary No. 2.

By Representatives Hamrick and Wood:

H. B. 1062, a bill to be entitled an act to amend Article 11 of Chapter 54 of the General Statutes relating to the powers of credit unions.

Referred to Committee on Agriculture.

By Representative Speed:

H. B. 1063, a bill to be entitled an act to fix the salaries of certain officials of Franklin County.

Referred to Committee on Counties, Cities and Towns.

And,

H. B. 1064, a bill to be entitled an act relating to the appointment of a Vice-Recorder of the Franklin County Recorder's Court.

Referred to Committee on Counties, Cities and Towns.

MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 89, a bill to be entitled an act to amend the Motor Vehicle Laws to provide for the distribution of license plates by the Department of Motor Vehicles on a contractual basis and to provide for the charging of fees by the Department of Motor Vehicles for acknowledgment of signatures.

Referred to Committee on Roads and Highway Safety.

S. B. 299, a bill to be entitled an act to provide for the removal of vehicles abandoned, left unattended or left illegally parked upon the streets and highways.

Referred to Committee on Roads and Highway Safety.

S. R. 322, a joint resolution authorizing the Governor to appoint a commission to study and make recommendations for the development, growth and advancement of small business enterprises in North Carolina.

Referred to Committee on Conservation and Development.

S. B. 327, a bill to be entitled an act to amend General Statutes 44-43 so as to provide for perfection of liens by filing claim with the receiver in certain cases.

Referred to Committee on Judiciary No. 1.

S. B. 357, a bill to be entitled an act to provide for an election within the North Asheboro-Central Falls Sanitary District and the Town of Asheboro on the proposition of merger.

Referred to Committee on Counties, Cities and Towns.

S. B. 359, a bill to be entitled an act relating to a contract between the Town of Asheboro and the North Asheboro-Central Falls Sanitary District for the joint use of the sewage treatment plant being constructed by the Town of Asheboro.

Referred to Committee on Counties, Cities and Towns.

S. B. 373, a bill to be entitled an act to amend Section 20-71.1 of the General Statutes relating to proof of registration as evidence of ownership of a motor vehicle in certain instances.

Referred to Committee on Judiciary No. 2.

S. B. 374, a bill to be entitled an act relating to the lien on property for unpaid sewerage charges in the Town of Spindale.

Referred to Committee on Counties, Cities and Towns.



S. B. 394, a bill to be entitled an act amending Chapter 1212 of the Session Laws of 1959 creating a Firemen's Pension Fund.

Referred to Committee on Judiciary No. 2.

H. B. 48, a bill to be entitled an act to amend Section 130-72 of the General Statutes of North Carolina regarding the pay of local registrars in Lenoir County.

Returned for concurrence.

On motion of Representative Davis of Lenoir the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 525, a bill to be entitled an act amending certain Sections of Chapter 111 of the General Statutes of North Carolina relating to the North Carolina State Commission for the Blind.

Returned for concurrence.

On motion of Representative Vogler, the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 529, a bill to be entitled an act to validate actions heretofore taken in relation to sanitary districts, including the the creation thereof, the issuance of bonds thereby, and the appointment or election of members of the governing boards thereof.

Returned for concurrence.

On motion of Representative Boger, the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 577, a bill to be entitled an act amending General Statutes 105-446 relating to applications for gasoline tax refunds.

Returned for concurrence.

On motion of Representative Sermons, the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 618, a bill to be entitled an act to amend General Statutes 130-128 relating to corporate powers of sanitary districts.

Returned for concurrence.

On motion of Representative Vaughn, the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 669, a bill to be entitled an act to provide for appointment of members of the High Point City Board of Education.

Returned for concurrence.

On motion of Representative Hines, the House concurs in the Senate amendment and the bill is ordered enrolled.

## CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 913, a bill to be entitled an act to incorporate the Town of Nags Head in Dare County.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Andrews, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Drummond, Eagles, Efrid, Everett, Fearing, Felmet, Ferrell, Fletcher, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Wilson, Wooten, and Zollicoffer—111.

Those voting in the negative are: None.

S. B. 301, a bill to be entitled an act to continue the incorporation of the Town of Garner and to revise, amend and consolidate the statutes that constitute the Charter of the Town of Garner.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Representatives Andrews, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Drummond, Eagles, Efrid, Everett, Fearing, Felmet, Ferrell, Fletcher, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Wilson, Wooten, and Zollicoffer—111.

Those voting in the negative are: None.

H. B. 871, a bill to be entitled an act to incorporate the Town of Red Oak in Nash County.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Drummond, Eagles, Efrd, Everett, Fearing, Felmet, Ferrell, Fletcher, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Wilson, Wooten, and Zollicoffer—111.

Those voting in the negative are: None.

H. B. 586, a bill to be entitled an act to amend Article 17A of Chapter 7 of the General Statutes relating to the numbering and issuance of warrants to Justices of the Peace in Wilkes County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 948, a bill to be entitled an act to amend General Statutes 7-134 relating to fees of Justices of the Peace in Washington County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 970, a bill to be entitled an act to amend Chapter 174 of the 1905 Private Laws relating to the day of election of Mayor and Commissioners in the Town of Magnolia, Duplin County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1013, a bill to be entitled an act to amend Chapter 200 of the Private Laws of North Carolina, Session of 1935, relating to the election of Trustees of the Newton-Conover City Administrative Unit.

Passes its second and third readings and is ordered sent to the Senate.

S. B. 278, a bill to be entitled an act to amend Chapter 1235 of the 1959 Session Laws rewriting General Statutes 47-30 and General Statutes 47-32 relating to plats, subdivisions, and land surveys so as to provide said act shall not apply to Carteret and Granville Counties.

On motion of Representative Watkins, the committee amendment is adopted.



Passes its second and third readings, as amended, and is ordered returned to the Senate for concurrence in House amendment.

H. B. 519, a bill to be entitled an act to change the charge for combination hunting and fishing licenses, county hunting licenses, and county fishing licenses, and to increase issuance fees for license sales to make them uniform.

Passes its third reading by the following vote, as amended, and is ordered engrossed.

Those voting in the affirmative are: Representatives Andrews, Barbee, Belk, Bell, Boger, Braswell, Britt, Brooks, Byrum, Choate, Cohoon, Courtney, Davis of Lenoir, Davis of Rowan, Delamar, Drummond, Efrd, Everett, Felmet, Ferrell, Galifanakis, Godwin, Green, Greenwood, Gregory of Halifax, Griggs, Hamrick, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Hicks, High, Hill, Hines, Holcombe, Jackson, Johnson, Jordan, Kennedy, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Newman, Nicholson, Palmer, Peel, Phelps, Ramsey, Reid, Riggs, Rodenbough, Satterfield, Sermons, Snyder, Speed, Thomas, Umstead, Vogler, Wall, Wallace, Watkins, Wicker, Wilson, Womble, Wood, Woodard of Wilson, and Wooten—77.

Those voting in the negative are: Representatives Blue, Calder, Coffey, Cook, Crawford, Fearing, Fletcher, Gregory of Harnett, Harding, Henley, Isaac, Jones, Martin, Murphy, Osteen, Pickard, Potts, Randall, Simpson, Slagle, Story, Thornburg, West of Cherokee, West of Clay, Whitehurst, Williamson, and Zollicoffer—27.

H. B. 980, a bill to be entitled an act to amend General Statutes 93-12 relating to the State Board of Certified Public Accountant Examiners.

Passes its third reading and is ordered sent to the Senate.

H. B. 712, a bill to be entitled an act to require county, city or other municipal law enforcement officers operating motor vehicles to give warning before stopping another vehicle on the highway.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 887, a bill to be entitled an act to accept the retrocession of jurisdiction over the area within the Camp Lejeune Military Reservation utilized by the State of North Carolina for portions of United States Highway 17 and North Carolina Highway 24.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 956, a bill to be entitled an act to appoint justices of the peace for the several counties of North Carolina.

On motion of Representative Braswell, the committee amendment is adopted.

Representative Braswell offers amendments which are adopted.

Representative Newman offers an amendment which is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 957, a bill to be entitled an act to amend General Statutes 20-51 so as to exempt from registration farm trailers hauling silage from place to place.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 993, a bill to be entitled an act to define "twisting" with respect to insurance policies and to provide penalties in the event of twisting.

Passes its second and third readings and is ordered sent to the Senate.

On motion of Representative Griggs, seconded by Representative McPherson, the House adjourns to meet tomorrow at 12 o'clock Noon.

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## ONE HUNDRED SECOND DAY

HOUSE OF REPRESENTATIVES

Tuesday, June 6, 1961.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hunt.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Hill, for the Committee on the Journal, reports that the Journal of Monday night has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Rodenbough, Glenn Gentry of Stokes County, son of Senator Gentry, is made an honorary page of the House.

On motion of Representative Jordan, H. B. 821, entitled "a bill to be entitled an act to extend the jurisdiction to two miles beyond the city limits of the City of Asheville," is taken from the postponed Calendar and postponed indefinitely.

Mr. Speaker Hunt extends the courtesies of the floor to the Honorable Marvin T. Leatherman, a former member of the House of Representatives from Lincoln County.

On motion of Representative Hines the courtesies of the floor are extended the Honorable T. C. Hoyle of Guilford County, a former member of the House of Representatives.

## PERSONAL PRIVILEGE

Representative Wicker requests the privileges of the floor for the purpose of sending forward the following communications:

Raleigh, N. C.

June 2, 1961

"Honorable Byrd I. Satterfield  
House of Representatives  
Raleigh, North Carolina  
Dear Mr. Satterfield:

"At your request, I am pleased to document the basis on which I advised the Chairman of the House Finance Committee, at his instance, that a majority of a standing committee could only determine the method by which it votes its recommendations to the House. You are in disagreement with my views as to this.

"The question at issue is whether a roll call vote of the committee placing the members on record can be had if the call is sustained by one-fifth of the members of the committee.

"The rule under which you contend that a roll call should be enforced in committee appears to be House Rule No. 29(e) reading, 'Procedure in the committee shall be governed by the Rules of the House, so far as the same may be applicable to such procedure.' I cannot conclude that the method for determining any action of a standing committee in making its report to the House is within the province of a roll call as contemplated by the Constitution and the specific House Rule quoted.

"The only province of a standing committee is to make recommendations which shall be reported to the House. Its recommendations must be agreed to by a majority, and it seems well established that a committee may by majority vote adopt rules under which it will exercise its functions with the exception of procedure in receiving bills and reporting its action to the House.

"The House has no information concerning the proceedings of a committee not officially reported by the committee, and there is no requirement under the Constitution or rules of the House that the proceedings of a standing committee be reported by the committee.

"There is no record anywhere on a committee proceeding except its report. There is no requirement for nor has there ever been a report made by a standing committee to the House of a roll call vote on any action taken by the committee or even its final report. There is no recognized official report on any detailed proceedings of a standing committee. Report on its recommendations is required, but not the method by which they were reached, by a majority vote. A roll call vote is a record vote. If allowed, except by majority consent, or otherwise, where would the record be filed and by what direction? The only requirement is that the report of majority action by the committee be filed with the House and it becomes a part of the Journal.



"Article II, Section 16, of the Constitution requires each House to keep a Journal of its proceedings. There is no such requirement of standing committees, either by the Constitution or rule. They are only required to make report on recommendations determined by majority vote.

"You understand that I am not an official parliamentarian. I gave my interpretation of this parliamentary question to the Chairman of the Committee, at his instance, for such use as he saw fit to make of it personally or otherwise.

"For many years I have given members of the General Assembly the benefit of my personal views on parliamentary questions whenever propounded to me, just as in this case. Final determination has never been within my province and I have never assumed that it should be.

"Sincerely

(S) THAD EURE  
*Secretary of State*

"Salisbury, N. C.  
June 3, 1961

"Honorable J. Shelton Wicker, Chairman  
House Finance Committee  
State Legislature  
Raleigh, N. C.

Dear Shelton:

"I have read with a great deal of interest your ruling in the Committee relative to a roll call vote on a matter pending before the Committee. As requested by you, I am reducing to writing the oral opinion which I gave you over the telephone this morning.

"Of course, under the Rules of the House a roll call vote is sustained by one-fifth of the members present, as stated in Rule 24. I am also mindful of the fact that Rule 29 (e) reads 'Procedure in the Committees shall be governed by the Rules of the House, so far as same may be applied to such procedure.'

"It has always been my understanding that a roll call vote in the State Legislature is for the purpose of having a permanent record in the Journal to reflect the voting of the membership as a permanent record. Of course, our Legislative Committees do not keep permanent records (which might be very desirable), and thus a roll call vote serves no useful purpose other than perhaps for the temporary newspaper account of same. This being true, I would not think that this House Rule would be applicable in the Committee. However, if a majority of the membership of any committee should desire that the *Ayes* and *Noes* should be taken, then I feel as stated to you over the telephone, it is perfectly proper to act in accordance therewith. I again say that you acted fairly and wisely in coping with this particular problem.

"I want to thank you and the members of your Committee for the serious and sincere efforts and work you are displaying in coping with a most difficult situation.

With kindest regards and best wishes, I am

"Sincerely yours,  
S/ GEORGE UZZELL"

Representative Kemp moves, seconded by Representatives Henley and Murphy, that the above communications be entered on the Journal. The motion prevails.

Representative Satterfield moves that the Rules Committee pass upon the question of whether or not the rule that a one-fifth's vote of the Committee would call for the "Ayes" and "Noes". The motion fails.

On motion of Representative Drummond, Lester P. Martin, III and R. S. W. Martin of Davie County, sons of Representative Martin, are made honorary pages of the House of Representatives.

On motion of Representative Hargett, Sylvia Janice Williams of Wake County is made an honorary pagette of the House of Representatives.

On motion of Representative Garner, Carolyn B. Lassiter, Carolyn M. Isley, and Geraldine O. Tollison of Randolph County are made honorary pagettes of the House of Representatives.

On motion of Representative Byrum, S. B. 244, entitled "a bill to be entitled an act relating to the compulsory inspection of meat, meat products, and meat by-products," is taken from the Committee on Finance and placed on the Calendar.

#### ENGROSSED BILLS

Representative Thomas, for the Committee on Engrossed Bills, reports the following bill has been carefully considered, found properly engrossed, and asks that it be sent to the Senate.

It is so ordered.

H. B. 956, a bill to be entitled an act to appoint justices of the peace for the several counties of North Carolina.

#### REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Representative Henley, for the Committee on Education.

H. B. 899, a bill to be entitled an act to rewrite Article 31, Chapter 115, North Carolina General Statutes relating to licensing private business, trade and correspondence schools.

With a favorable report, as amended.

H. B. 1008, a bill to be entitled an act authorizing the Board of Education of Transylvania County to convey the Lake Toxaway Elementary School Building Property to the Lake Toxaway Community Club.

With a favorable report.

S. B. 352, a bill to be entitled an act to consolidate and transfer all authority, control and administration of the public schools of Lee County to the Sanford-Lee County Board of Education, to authorize the levy of a supplemental school tax not in excess of twenty cents on the one hundred dollars valuation, and to provide for a referendum to determine whether or not this Act shall be effective.

With a favorable report.

By Representative Arledge, for the Committee on Elections and Election Laws.

H. B. 911, a bill to be entitled an act to provide for the nomination and election of the members of the Board of Education of Watauga County by direct vote of the people.

With an unfavorable report.

H. B. 918, a bill to be entitled an act to provide that municipal elections in the Town of Ronda in Wilkes County shall be regulated and controlled as provided by Article 3 of Chapter 160 of the General Statutes of North Carolina.

With a favorable report.

H. B. 988, a bill to be entitled an act to provide for an election in Watauga County on the question of electing a County Tax Collector.

With a favorable report.

H. B. 1005, a bill to be entitled an act concerning a special election to authorize a development tax and a development commission for Madison County.

With a favorable report, as amended.

S. B. 321, a bill to be entitled an act to amend General Statutes 163-15 relating to the appointment of Registrars and Judges of Elections.

With an unfavorable report.

By Representative Wooten, for the Committee on Judiciary No. 1.

H. B. 72, a bill to be entitled an act to permit a solicitor to argue for a death sentence in a capital case.

With a favorable report.

H. B. 113, a bill to be entitled an act to abolish capital punishment except as to second offenses.



Without prejudice.

On motion of Representative Wooten the bill is placed on the Calendar for Thursday, June 8, 1961.

H. B. 932, a bill to be entitled an act authorizing the Town of Chapel Hill to adopt minimum housing standards regulations for an area surrounding the Town.

With a favorable report.

H. B. 967, a bill to be entitled an act to authorize the police officers of the Town of Whiteville in Columbus County to make arrests within three miles of the corporate limits.

With a favorable report.

H. B. 994, a bill to be entitled an act to add Columbus County to the list of counties excluded from the operation of Article 29, Chapter 7 of the General Statutes relating to elections to establish recorders courts.

With an unfavorable report.

H. B. 1024, a bill to be entitled an act authorizing the Board of Commissioners of the Rural Hall Sanitary District in Forsyth County to regulate and limit vehicular parking on streets and highways within said District.

With a favorable report.

H. B. 1056, a bill to be entitled an act to amend the General Statutes relating to the termination of probation, arrest, and subsequent disposition.

With a favorable report.

H. B. 1057, a bill to be entitled an act to amend General Statutes 122-50 relating to records of allegedly mentally disordered persons.

With a favorable report.

H. B. 1059, a bill to be entitled an act to abolish the Fair Bluff Municipal Recorder's Court and to exempt Columbus County from the provisions of Article 24, Chapter 7, of the General Statutes.

With a favorable report.

H. R. 1060, a joint resolution providing that the area of Columbus County now known as Crusoe Island may hereafter be known as the River View Community.

With a favorable report.

S. B. 236, a bill to be entitled an act to amend Chapter 29 of the General Statutes relating to interstate succession.

With a favorable report, as amended.

S. B. 327, a bill to be entitled an act to amend General Statutes 44-43 so as to provide for perfection of liens by filing claim with the receiver in certain cases.

With a favorable report.

S. B. 329, a bill to be entitled an act to amend the Workmen's Compensation Act relating to the definition of hernia.

With an unfavorable report.

By Representative Crawford, for the Committee on Judiciary No. 2.

H. B. 986, a bill to be entitled an act to relieve physicians and surgeons from any liability for professional services rendered in good faith to any person in an accident or sudden disaster.

With an unfavorable report.

S. B. 1011, a bill to be entitled an act to amend General Statutes 143-129 so as to require sealed competitive bids.

With a favorable report.

H. B. 1038, a bill to be entitled an act to amend General Statutes 7-70 relating to the terms of Superior Court to be held in Alamance County.

With a favorable report.

H. B. 1039, a bill to be entitled an act to authorize the City of Burlington to quitclaim and convey all its right, title, interest, and estate in certain lands at private sale to George A. Holt and W. K. Holt, their heirs and assigns.

With a favorable report.

H. B. 1051, a bill to be entitled an act to amend the rules and regulations for municipal elections held in the City of Gastonia.

With a favorable report.

S. B. 229, a bill to be entitled an act to amend General Statutes 55-125 relating to liquidation and involuntary dissolution of corporations.

With an unfavorable report.

S. B. 241, a bill to be entitled an act amending General Statutes 119-26 relating to the powers of the Gasoline and Oil Inspection Board.

With an unfavorable report.

S. R. 335, a joint resolution recognizing the Flat Rock Playhouse at Flat Rock, North Carolina, as the State Theater of North Carolina.

With a favorable report.

S. B. 373, a bill to be entitled an act to amend Section 20-71.1 of the General Statutes relating to proof of registration as evidence of ownership of a motor vehicle in certain instances.

With a favorable report.

By Representative Quinn, for the Committee on Roads and Highway Safety.

S. B. 96, a bill to be entitled an act to make unlawful the operation of a motor vehicle under the influence of any drug.

With a favorable report, as amended.

By Representative Sermons, for the Committee on Wildlife Resources.

H. B. 1040, a bill to be entitled an act to amend General Statutes 113-104 relating to hunting with bow and arrow.

With a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and Resolutions are introduced, read the first time, and disposed of as follows:

By Representative Satterfield:

H. R. 1065, a joint resolution relating to appropriation of surplus funds of the State of North Carolina.

Representative Satterfield moves that the rules be suspended and the bill placed on its immediate passage.

Representative Woodard of Wilson moves this motion lie upon the table. The motion prevails.

Referred to Committee on Appropriations.

By Representative Blue:

H. B. 1066, a bill to be entitled an act to create a Law Enforcement Officers' Relief Fund for the Moore County Law Enforcement Officers' Association.

Referred to Committee on Counties, Cities and Towns.

By Representative Thomas:

H. B. 1067, a bill to be entitled an act to fix the fees of the Clerk of Superior Court of Johnston County.

Referred to Committee on Salaries and Fees.

By Representative Reid:

H. B. 1068, a bill to be entitled an act to authorize elections for the enlargement of a city administrative unit in one county by the annexation of a district or other school area in another contiguous or adjoining county.

Referred to Committee on Elections and Election Laws.

By Representative Frink:



H. B. 1069, a bill to be entitled an act authorizing the Town of Shallotte and the Town of Ocean Isle to establish an airport commission which commission shall be vested with the power of eminent domain and the power to issue bonds or other securities or obligations for the purpose of providing funds for the acquisition of lands, construction and operation of said airport facility together with all powers as set out in Chapter 63 of the General Statutes of North Carolina.

Referred to Committee on Judiciary No. 2.

By Representative Newman:

H. B. 1070, a bill to be entitled an act to amend Part 9, Article 3, of the General Statutes relating to size, weight, and construction of certain vehicles.

Referred to Committee on Roads and Highway Safety.

By Representatives McMillan of Wake, Harris of Wake, and Womble:

H. B. 1071, a bill to be entitled an act to amend Chapter 123 of the Public-Local Laws of 1929, relating to an emergency and pension fund for the law enforcement officers of Wake County, so as to include certain State Highway Patrolmen.

Referred to Committee on Local Government.

By Representative Peel:

H. B. 1072, a bill to be entitled an act to authorize the Board of Education of Martin County to purchase a school site and to pay for same by installments or deferred payments.

Referred to Committee on Education.

And,

H. B. 1073, a bill to be entitled an act to amend General Statutes 153-152 so as to authorize the Martin County Board of Commissioners to levy a special tax for support of the poor of said County.

Referred to Committee on Finance.

And,

H. B. 1074, a bill to be entitled an act to authorize a tax levy in Martin County for county building and repair purposes.

Referred to Committee on Finance.

By Representative Garner:

H. B. 1075, a bill to be entitled an act to amend General Statutes 7-70 relating to terms of Court in Randolph County.

Referred to Committee on Courts and Judicial Districts.

By Representatives High and Henley:

H. B. 1076, a bill to be entitled an act for the relief of Larry Dayton Hudson.

Referred to Committee on Appropriations.

By Representative Whitehurst:

H. B. 1077, a bill to be entitled an act to amend Chapter 1281, Session Laws of 1957, the same being the Charter of the City of New Bern.

Referred to Committee on Counties, Cities and Towns.

By Representatives Jackson, Woodard of Northampton and Spruill:

H. B. 1078, a bill to be entitled an act authorizing the counties of Northampton, Hertford and Bertie to establish an airport authority for the purpose of acquiring lands, constructing and operating a Tri-County Airport and vesting in said Authority all powers set out in Chapter 63 of the General Statutes of North Carolina.

Referred to Committee on Finance.

By Representative Jackson:

H. B. 1079, a bill to be entitled an act authorizing the County Board of Commissioners of Hertford County to set compensation for the members, the Chairman and the County Attorney.

Referred to Committee on Local Government.

By Representative Gregory of Halifax:

H. B. 1080, a bill to be entitled an act to amend the Charter of the Town of Scotland Neck relating to the compensation of the Mayor and Board of Commissioners.

Referred to Committee on Counties, Cities and Towns.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 350, a bill to be entitled an act to authorize the Board of County Commissioners of Rutherford County to appropriate non-tax revenues for soil conservation purposes.

Referred to Committee on Counties, Cities and Towns.

S. B. 371, a bill to be entitled an act to create a North Carolina Health Insurance Advisory Board, and define its organization, duties and responsibilities.

Referred to Committee on Insurance.

S. B. 375, a bill to be entitled an act to require seat belt anchorages on certain motor vehicles and to provide minimum standards for such anchorages and for seat belts.

Referred to Committee on Roads and Highway Safety.

S. B. 378, a bill to be entitled an act relating to the compensation of the Board of County Commissioners of Wayne County.

Referred to Committee on Counties, Cities and Towns.

S. B. 385, a bill to be entitled an act to amend Article 20A of Chapter 153 of the General Statutes by making the same applicable to certain counties.

Referred to Committee on Local Government.

S. B. 386, a bill to be entitled an act to amend Article 20B of Chapter 153 of the General Statutes by making the same applicable to certain counties.

Referred to Committee on Local Government.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 871, a bill to be entitled an act to incorporate the Town of Red Oak in Nash County.

Passes its third reading by the following vote, as amended, and is ordered Engrossed.

Those voting in the affirmative are: Representatives Andrews, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efrd, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Wilson, Wooten, and Zollicoffer—114.

Those voting in the negative are: None.

H. B. 955, a bill to be entitled an act to amend General Statutes 153-9, relating to fixing certain fees in Moore County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 598, a bill to be entitled an act relating to the compulsory inspection of meat, meat products and meat by-products.



On motion of Representative Everett consideration of the bill is postponed until Tuesday, June 13, 1961.

H. B. 182, a bill to be entitled an act to regulate the hunting and taking of amphibians in North Carolina.

On motion of Representative Johnson<sup>50</sup> consideration of the bill is postponed until Thursday, June 8, 1961.

H. B. 711, a bill to be entitled an act to amend Section 3, Article V, and Section 5, Article V, of the Constitution of North Carolina relative to the power of the General Assembly to exempt and to classify property for ad valorem tax purposes.

On motion of Representative Zollicoffer the committee amendment is adopted.

Representative Zollicoffer offers an amendment which is adopted.

Passes its second reading by the following vote, as amended, and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Bell, Blue, Boger, Britt, Brooks, Byrum, Calder, Choate, Coates, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Drummond, Eagles, Everett, Fearing, Felmet, Ferrell, Frink, Galifanakis, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Lane, Leatherman, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Quinn, Randall, Reid, Riggs, Rodenbough, Satterfield, Simpson, Snyder, Story, Taylor, Thomas, Umstead, Vaughn, Wallace, Watkins, Whitehurst, Wicker, Williamson, Wilson, Womble, Wood, Wooten, and Zollicoffer—88.

Those voting in the negative are: Representatives Belk, Coffey, Dolley, Efrd, Fletcher, Garner, Harding, Isaac, Kiser, Leatherwood, Lloyd, Murphy, Newman, Potts, Ramsey, Slagle, Speed, Thornburg, Vogler, Wall, West of Cherokee, and West of Clay—22.

#### ENROLLED BILLS

Representative Britt, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 840. A Joint Resolution authorizing the Governor to appoint a Commission to study and make recommendations to the Governor as to the necessity and advisability of reorganization of State Government in the interest of more efficient and economical administration.

H. R. 973. A Joint Resolution honoring the life and memory of John Andy Woods, former member of the General Assembly.

H. R. 1001. A Joint Resolution commending Attorney General T. Wade Bruton and his entire staff for assistance rendered the membership of the 1961 General Assembly.

S. B. 197. An Act to amend Article II of Chapter 143 of the General Statutes of North Carolina relating to the State Personnel Department.

S. B. 284. An Act to amend Chapter 135 of the General Statutes and Chapter 128 of the General Statutes so as to authorize the Teachers' and State Employees' Retirement System and the Local Governmental Employees' Retirement System to invest funds in certain common and preferred stocks.

S. B. 285. An Act to amend General Statutes 7-70 relating to the terms of Superior Court to be held in Wake County.

S. B. 293. An Act to validate judgments by default rendered by clerks of the Superior Court in actions to remove cloud from title to real estate.

S. B. 296. An Act to amend Chapter 1093 of the 1949 Session Laws of North Carolina relating to the City Court of Raleigh.

S. B. 307. An Act to include Randolph as one of the Counties in which the use of indecent or profane language in a public place is prohibited.

S. B. 324. An Act to authorize the Board of County Commissioners of Cleveland County to levy taxes for certain special purposes.

S. B. 326. An Act to amend General Statutes 14-335 relating to the punishment for public drunkenness in Davidson County.

S. B. 330. An Act relating to the appointment and terms of office of the members of the City of Wilson Board of Adjustment.

S. B. 332. An Act relating to the appointment and terms of office of members of the City of Wilson Planning Board.

S. B. 334. An Act relating to the appointment and terms of office of members of the City of Wilson Board of Appeals for airport zoning.

S. B. 347. An Act to fix the compensation and travel allowance of the Chairman and members of the Board of County Commissioners of Sampson County.

S. B. 348. An Act to fix the compensation and travel allowances of the Sampson County Board of Education.

S. B. 351. An Act to amend General Statutes 153-266.22 so as to remove Wayne County from the counties excepted under Article 20B of Chapter 153.

S. B. 354. An Act amending Chapter 209 of the Private Laws of 1907 amending the Charter of the City of Rocky Mount.

H. B. 279. An Act to amend General Statutes 20-279.21 defining motor vehicle liability insurance policy for financial responsibility purposes so as to include protection against uninsured motorists.

H. B. 536. An Act to amend Chapter 84 of the General Statutes relating to Attorneys at Law.

H. B. 545. An Act to amend the motor vehicle laws of North Carolina to enable the Commissioner of Motor Vehicles on behalf of the State of North Carolina to enter into reciprocity agreements with other jurisdictions with regard to the registration and licensing of motor vehicles.

H. B. 555. An Act to provide for the payment of Federal income tax refunds of not over two hundred fifty dollars to the surviving spouse of the taxpayer.

H. B. 581. An Act to amend Section 75A-3 of the General Statutes of North Carolina.

H. B. 603. An Act to amend Chapter 18 of the General Statutes to provide that certain employees of the State Board of Alcoholic Control be commissioned special peace officers and to define their duties.

H. B. 607. An Act to provide for the purchase of franchise accident and health insurance by an employer or association without regard to term of existence..

H. B. 622. An Act to provide for the codification and printing of the Revenue Act, the same being Chapter 158 of the Public Laws of 1939, as amended.

H. B. 623. An Act to provide for the codification and printing of the Machinery Act, the same being Chapter 310 of the Public Laws of 1939, as amended.

H. B. 642. An Act to amend Chapter 593 of the Session Laws of 1951 with regard to powers and duties of the Tar River Port Commission.

H. B. 678. An Act to amend General Statutes 143-284 relating to appointment of members of the John H. Kerr Reservoir Development Commission.

H. B. 688. An Act to permit professional bondsmen who are officers of a duly authorized Life Savings and Rescue Squad to serve also as Deputy Sheriffs.

H. B. 702. An Act to amend General Statutes 95-86 relating to minimum wages of salesmen, taxicab drivers and operators.

H. B. 724. An Act to increase the maximum punishment for safe-cracking and safe robbery.

H. B. 744. An Act to authorize a tax levy in Person County for county building and repair purposes.

H. B. 764. An Act to amend General Statutes 160-453.11 and General Statutes 160-453.23 so as to extend the effective date of municipal annexation by election to July 1, 1962.

H. B. 768. An Act to amend General Statutes 153-9 relating to the power of the Boards of County Commissioners to promote Farm Soil Conservation Work.



H. B. 781. An Act to provide for the systematic advertising of the resources and advantages of Rowan County and to authorize expenditures therefor.

H. B. 782. An Act to repeal Chapter 212 of the Public-Local Laws of 1941 relating to appropriations to the Samuel C. Hart Post, American Legion, in Rowan County.

H. B. 804. An Act relating to damage to property by dogs in Craven County.

H. B. 826. An Act to amend General Statutes 47-30 relating to the registration of land maps.

H. B. 827. An Act providing for service of process upon non-resident operators of watercraft and upon the personal representatives of deceased non-resident operators of watercraft.

H. B. 839. An Act to amend General Statutes 156-61 relating to drainage districts and authorizing the Board of County Commissioners to advance funds for administration expenses and requiring repayment of same from assessments levied.

H. B. 846. An Act to rewrite General Statutes 153-111 and General Statutes 160-398 authorizing the destruction of paid bonds and coupons of counties, cities and towns.

S. B. 301. An Act to continue the incorporation of the Town of Garner and to revise, amend and consolidate the statutes that constitute the Charter of the Town of Garner.

H. B. 48. An Act to amend Section 130-72 of General Statutes of North Carolina regarding the pay of local registrars in Lenoir County.

H. B. 525. An Act amending certain sections of Chapter III of the General Statutes of North Carolina relating to the North Carolina State Commission for the Blind.

H. B. 529. An Act to validate actions heretofore taken in relation to sanitary districts, including the creation thereof, the issuance of bonds thereby, and the appointment or election of members of the Governing Boards thereof.

H. B. 577. An Act amending General Statutes 105-446 relating to applications for gasoline tax refunds.

H. B. 618. An Act to amend General Statutes 130-128 relating to corporate powers of sanitary districts.

H. B. 669. An Act to provide for appointment of members of the High Point City Board of Education.

H. B. 705. An Act to amend Chapter 83 of the Private Laws of 1935 relating to the control of amusements and the sale of intoxicating beverages in the vicinity of High Point Municipal Park in Jamestown Township.

H. B. 757. An Act to extend the jurisdiction of police officers of the Town of Mayodan in Rockingham County.

H. B. 758. An Act to change the style of the name of the Town of Leaksville to City of Leaksville in Rockingham County.

H. B. 766. An Act relating to town officers and municipal elections in the Town of Winton in Hertford County.

H. B. 771. An Act to amend Chapter 316 of the 1943 Session Laws relating to the taxation and regulation of professional bondsmen in Cumberland County.

H. B. 777. An Act to amend General Statutes 6-52 relating to fees of witnesses in Transylvania County.

H. B. 778. An Act to establish the compensation to be paid to the members of the Board of Commissioners of Mitchell County.

H. B. 784. An Act to provide for the appointment of an Assistant Coroner by the Board of County Commissioners of Hertford County.

H. B. 788. An Act to increase the compensation of the Clerk of Superior Court and the Register of Deeds of Tyrrell County.

H. B. 855. An Act relating to the election and terms of office of members of the Board of County Commissioners of Hertford County.

H. B. 880. An Act to enable the Board of County Commissioners of Gaston County to set and regulate all fees incident to the operation of the Register of Deeds office in Gaston County.

H. B. 881. An Act to regulate elections in Gaston County.

H. B. 947. An Act to amend Chapter 212, Session Laws of 1959, authorizing counties to call elections on the question of levying taxes for industrial development purposes so as to provide said Act shall be applicable to Alexander County.

On motion of Representative Randall, duly seconded, the House adjourns to meet tomorrow at 12 o'clock noon.

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## ONE HUNDRED THIRD DAY

HOUSE OF REPRESENTATIVES  
Wednesday, June 7, 1961

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hunt.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Greenwood, for the Committee on the Journal, reports the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Everett, Julia Page Dolley and Gladys Frances Dolley of Gaston County, daughters of Representative Dolley are made honorary pagettes of the House of Representatives.

On motion of Representative Osteen, Marian Bess Hannah of Guilford County is made an honorary pagette of the House of Representatives.

On motion of Representative Brooks, S. B. 241, entitled "A bill to be entitled an act amending General Statutes 119-26 relating to the power of the Gasoline and Oil Inspection Board" is taken from the Unfavorable Calendar and re-referred to the Committee on Judiciary No. 2.

Representative Wilson moves the House meet on Saturday for consideration of public bills. The motion fails.

On motion of Representative High, Grover C. Courtney of Caldwell County, son of Representative Courtney, is made an honorary page of the House of Representatives.

On motion of Representative Nicholson, Tommy Hunter of Richmond County is made an honorary page of the House of Representatives.

On motion of Representative Reid, H. B. 1068, entitled "A bill to be entitled an act to authorize elections for the enlargement of a city administrative unit in one county by the annexation of a district or other contiguous or adjoining county" is taken from the Committee on Elections and Election Laws and re-referred to the Committee on Education.

On motion of Representative Frink, the courtesies of the floor are extended to the Honorable Jim Bowman, a former member of the House from Brunswick County.

On motion of Representative McLaughlin, Mrs. Lonnie A. Burt, Jr. of Iredell County is made an honorary pagette of the House of Representatives.

#### ENGROSSED BILLS

Representative Thomas, for the Committee on Engrossed Bills, reports the following bills and resolutions have been carefully considered, found properly engrossed, and asks that they be sent to the Senate.

It is so ordered.

H. B. 519, a bill to be entitled an act to change the charge for combination hunting and fishing licenses, county hunting licenses, and county fishing licenses, and to increase issuance fees for license sales to make them uniform.

H. B. 871, a bill to be entitled an act to incorporate the Town of Red Oak in Nash County.



## REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Representative Woodard of Wilson, for the Committee on Appropriations.

Committee Substitute for H. B. 10, a bill to be entitled an act to make appropriations for current operations of the State's departments, bureaus, institutions, and agencies, and for other purposes.

With an unfavorable report as to bill, favorable as to Committee Substitute as amended.

On motion of Representative Woodard of Wilson the substitute bill is adopted.

By Representative Bell, for the Committee on Conservation and Development.

H. B. 820, a bill to be entitled an act to amend General Statutes 146-24(c) relating to the exercise of the power of eminent domain by the Department of Administration.

With a favorable report.

S. R. 322, a joint resolution authorizing the Governor to appoint a Commission to study and make recommendations for the development, growth and advancement of small business enterprises in North Carolina.

With a favorable report.

On motion of Representative Bell the bill is recommitted to Committee on Appropriations.

By Representative Jordan, for the Committee on Counties, Cities and Towns.

H. B. 867, a bill to be entitled an act to require the County Commissioners of Person County to appoint a county administrative officer and to provide for a county purchasing agent.

With a favorable report.

H. B. 883, a bill to be entitled an act authorizing the Board of Commissioners of Wilkes County to appropriate funds to supplement the salary of the poultry expert employed at the poultry experiment station located in Wilkes County.

With a favorable report, as amended.

H. B. 991, a bill to be entitled an act to amend Chapter 212, Session Laws of 1959, relating to elections on the question of levying taxes for industrial development to make the same applicable to Burke County.

With a favorable report.

H. B. 1025, a bill to be entitled an act to further amend the Charter of the City of Wilson, in Wilson County, relating to the City Tax Collector.

With a favorable report.

H. B. 1041, a bill to be entitled an act to amend General Statutes 160-227.1 authorizing municipalities in New Hanover County to regulate the platting and recording of subdivisions of land.

With a favorable report.

H. B. 1045, a bill to be entitled an act to incorporate the Town of Chadwick Acres, North Carolina in Onslow County.

With a favorable report, as amended.

H. B. 1053, a bill to be entitled an act authorizing appointment of a Board of Equalization and Review for Mecklenburg County.

With a favorable report.

H. B. 1063, a bill to be entitled an act to fix the salaries of certain officials of Franklin County.

With a favorable report, as amended.

H. B. 1064, a bill to be entitled an act relating to the appointment of a Vice-Recorder of the Franklin County Recorder's Court.

With a favorable report.

H. B. 1066, a bill to be entitled an act to create a Law Enforcement Officers' Relief Fund for the Moore County Law Enforcement Officers' Association.

With a favorable report.

On motion of Representative Jordan, the bill is placed on the Calendar for Monday night, June 12, 1961.

H. B. 1077, a bill to be entitled an act to amend Chapter 1281, Session Laws of 1957, the same being the Charter of the City of New Bern.

With a favorable report.

H. B. 1080, a bill to be entitled an act to amend the Charter of the Town of Scotland Neck relating to the compensation of the Mayor and Board of Commissioners.

With a favorable report.

S. B. 144, a bill to be entitled an act to amend General Statutes 153-9 relating to powers of the Board of County Commissioners so as to include Cherokee County.

With a favorable report.

S. B. 145, a bill to be entitled an act to amend General Statutes 153-48.5 relating to county officials and employees so as to include Cherokee County.

With a favorable report.

S. B. 350, a bill to be entitled an act to authorize the Board of County Commissioners of Rutherford County to appropriate non-tax revenues for soil conservation purposes.

With a favorable report.

S. B. 355, a bill to be entitled an act validating the levying and assessing of all ad valorem taxes on real and personal property and polls subject to taxation by the City of Rocky Mount.

With a favorable report.

S. B. 357, a bill to be entitled an act to provide for an election within the North Asheboro-Central Falls Sanitary District and the Town of Asheboro on the proposition of merger.

With a favorable report, as amended.

On motion of Representative Jordan, the bill is placed on today's Calendar.

S. B. 359, a bill to be entitled an act relating to a contract between the Town of Asheboro and the North Asheboro-Central Falls Sanitary District for the joint use of the sewage treatment plant being constructed by the Town of Asheboro.

With a favorable report, as amended.

On motion of Representative Jordan, the bill is placed on today's Calendar.

S. B. 365, a bill to be entitled an act to amend General Statutes 153-246 relating to joint administrative functions of contiguous counties and municipalities in Edgecombe and Nash Counties.

With a favorable report.

S. B. 374, a bill to be entitled an act relating to the lien on property for unpaid sewerage charges in the Town of Spindale.

With a favorable report, as amended.

S. B. 377, a bill to be entitled an act amending General Statutes 105-422 so as to make its provisions applicable to Carteret County and its political subdivisions.

With a favorable report.

S. B. 378, a bill to be entitled an act relating to the compensation of the Board of County Commissioners of Wayne County.

With a favorable report.

By Representative Henley, for the Committee on Education.



Committee Substitute for H. B. 683, a bill to be entitled an act to provide for a referendum by the voters of Macon County upon the question of election of members of the County Board of Education.

With an unfavorable report as to bill, favorable as to Committee substitute bill, as amended.

On motion of Representative Henley the substitute bill is adopted.

H. B. 933, a bill to be entitled an act to authorize the State Board of Education to conduct an experimental or pilot program in two or more school administrative units based upon merit pay for teachers who excel in their profession and to appropriate funds for the expenses of the program.

With a favorable report.

On motion of Representative Henley, the bill is recommitted to Committee on Appropriations.

H. B. 1033, a bill to be entitled an act to fix the terms of office of the members of the Board of Education of Rockingham County on a four-year basis with staggered terms, and to provide for the nomination of the members of said Board of Education.

With a favorable report.

H. B. 1072, a bill to be entitled an act to authorize the Board of Education of Martin County to purchase a school site and to pay for same by installments or deferred payments.

With a favorable report.

By Representative Wallace, for the Committee on Employment Security.

H. B. 998, a bill to be entitled an act to rewrite Article 29A of Chapter 143 of the General Statutes so as to provide for the establishment of the Governor's Committee on Employment of the Handicapped.

With a favorable report.

On motion of Representative Wallace the bill is recommitted to Committee on Appropriations.

By Representative Dolley, for the Committee on Federal and Interstate Cooperation.

H. B. 1032, a bill to be entitled an act to revise the membership of the Commission on Interstate Cooperation.

With a favorable report.

By Representative Wicker, for the Committee on Finance.

H. B. 289, a bill to be entitled an act to amend General Statutes 105-144 relating to the determination of gain or loss for income tax purposes.

With a favorable report.

H. B. 745, a bill to be entitled an act adding a new Article to Chapter 153 of the General Statutes to authorize counties (singly or jointly with

municipalities or other counties) and municipalities (jointly with counties or other municipalities) to acquire, lease, construct, reconstruct, extend, improve, maintain and operate any water system or sanitary sewerage system, within or without the boundaries of any such counties or municipalities, and to establish by mutual agreement joint agencies to exercise the powers conferred by such Article, and amending The County Finance Act to authorize the issuance of bonds by counties for the acquisition, construction, reconstruction, extension and improvement of water systems and sanitary sewerage systems either singly or jointly with other counties or municipalities.

With a favorable report.

H. B. 858, a bill to be entitled an act relating to license taxes of itinerant salesmen and peddlers in Wayne County.

With a favorable report.

H. B. 869, a bill to be entitled an act to amend Chapter 113, Section 174.7, General Statutes of North Carolina, to change the license tax on commercial fishing boats.

With a favorable report.

H. B. 927, a bill to be entitled an act authorizing the Town of Mount Airy in Surry County to pass ordinances authorizing the issuance of bonds for paying the cost of street improvements and of a municipal building notwithstanding any limitation of debt in the Municipal Finance Act or in any other law.

With a favorable report.

H. B. 1049, a bill to be entitled an act authorizing the County of Cumberland to acquire, purchase, construct, improve, enlarge, extend and equip properties relating to grain storage facilities of the county, to lease said properties to public or private interests and to issue revenue bonds therefor.

With a favorable report.

H. B. 1052, a bill to be entitled an act authorizing the establishment of Glen Alpine Graded District in Burke County as a Recreation District and the levying of a recreation system tax.

With a favorable report.

H. B. 1078, a bill to be entitled an act authorizing the counties of Northampton, Hertford and Bertie to establish an airport authority for the purpose of acquiring lands, constructing and operating a Tri-County Airport and vesting in said authority all powers set out in Chapter 63 of the General Statutes of North Carolina.

With a favorable report.

S. B. 222, a bill to be entitled an act to amend Chapter 279, Public-Local Laws of 1937, relating to the creation of school districts, the issuance of school building bonds and notes in behalf of school districts and special tax bond units and the levy of taxes within such districts and units for the

payment of the principal and interest of such bonds and notes, by making additional provisions for the issuance of school building bonds and extending the application of said act to Robeson County.

With a favorable report.

S. B. 309, a bill to be entitled an act to amend Chapter 158 of the General Statutes to authorize the establishment of Economic Development Commissions, and to amend Chapter 153 to authorize the establishment of Regional Planning Commissions, by political subdivisions.

With a favorable report.

S. B. 308, a bill to be entitled an act to amend Chapter 559, Public-Local Laws of 1935, relating to the issuance of school building bonds in behalf of school districts and special bond tax units and the levy of taxes within such districts and units for the payment of the principal and interest of such bonds by providing for the dissolution of school districts, the separation from and annexation to school districts, the consolidation of school districts, the enlargement of school districts, the authorization of school building bonds, and the validation of school districts heretofore created under said Chapter, to apply to Pitt County only.

With a favorable report.

By Representative Whitehurst, for the Committee on Insurance.

H. B. 818, a bill to be entitled an act to establish a security trust account for the payment of claims in event of the insolvency of an insurance carrier authorized to write motor vehicle liability insurance in this State, and to provide for the administration thereof.

With an unfavorable report.

S. B. 325, a bill to be entitled an act to amend General Statutes 58-254.8 with reference to certain kinds of security for payments of debts.

With a favorable report.

S. B. 371, a bill to be entitled an act to create a North Carolina Health Insurance Advisory Board, and define its organization, duties and responsibilities.

With a favorable report.

By Representative Belk, for the Committee on Public Utilities.

H. B. 987, a bill to be entitled an act to amend General Statutes 62-31 relating to minimum rate authority of the Utilities Commission.

With an unfavorable report.

S. B. 340, a bill to be entitled an act to establish a uniform code of safety for the handling of liquefied petroleum gases.

With a favorable report.

By Representative Hicks, for the Committee on State Government.



H. B. 1000, a bill to be entitled an act to authorize the Board of County Commissioners of New Hanover County to convey certain lands at Fort Fisher to the State of North Carolina.

With a favorable report.

H. B. 1030<sup>fo</sup>, a bill to be entitled an act to amend Article 1, Chapter 143 of the General Statutes of North Carolina relating to the Executive Budget Act.

With a favorable report.

H. B. 1031, a bill to be entitled an act to authorize the Governor to enter into and execute the Southern Interstate Nuclear Compact.

With a favorable report.

S. B. 245, a bill to be entitled an act to amend General Statutes 143-52 so as to authorize the Director of Administration to require affidavits of bidders upon state contracts to the effect that there was no collusion among the bidders.

With a favorable report.

By Representative Sermons, for the Committee on Wildlife Resources.

H. B. 715, a bill to be entitled an act to amend Chapter 75A of the General Statutes so as to require registration of all motorboats and to provide for safety measures to be employed by all motorboats.

With an unfavorable report as to bill, favorable as to committee substitute bill.

On motion of Representative Sermons the substitute bill is adopted.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representative Greenwood:

H. R. 1081, a joint resolution recognizing the various theatrical groups in the State and declaring the last week in June as official North Carolina Summer Theatre Week.

On motion of Representative Greenwood the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representatives Godwin, Wooten, Kerr, Everett, Taylor, Harris of Wake and Dolley:

H. B. 1082, a bill to be entitled an act to prohibit the simulation of summonses, warrants, writs or other court process in connection with the collection of any claim, demand or account.

Referred to Committee on Judiciary No. 1.

By Representative Godwin:

H. B. 1083, a bill to be entitled an act to fix the compensation of the members of the Board of County Commissioners and the Board of Education of Gates County.

Referred to Committee on Local Government.

By Representatives Pickard and Hines:

H. B. 1084, a bill to be entitled an act to authorize elections on the question of whether or not school districts in one county shall be enlarged by annexing or consolidating school districts or other school areas from adjoining counties and whether or not there shall be levied and collected in the territory to be annexed or consolidated the same special or supplemental tax as is levied and collected in the district or districts in the other county.

Referred to Committee on Finance.

By Representatives Bell, Griggs, Delamar, Cohoon, Phelps, Ferrell and Fearing:

H. B. 1085, a bill to be entitled an act to amend Chapter 113 of the General Statutes relating to commercial fisheries by clarifying the provisions of existing laws, regulating the establishment of taking of shrimp and oysters for personal use and authorizing the Director to suspend licenses upon conviction of violations.

Referred to Committee on Commercial Fisheries and Oyster Industry.

By Representatives Delamar, Bell, Sermons, McPherson, Frink, Lane, Riggs, Fearing, Phelps, Lupton, Cohoon, Griggs, Murphy, Ferrell and Whitehurst:

H. B. 1086, a bill to be entitled an act to expand the salt marsh mosquito control program by drainage and diking marsh lands.

Referred to Committee on Appropriations.

By Representatives Calder, Murphy and Frink:

H. B. 1087, a bill to be entitled an act amending General Statutes 113-132 so as to locate the office of the Commissioner of Commercial Fisheries in Raleigh.

Referred to Committee on Commercial Fisheries and Oyster Industry.

By Representative Whitley:

H. B. 1088, a bill to be entitled an act to amend Chapter 94, Private Laws of 1911, concerning the Town of Locust in Stanly County.

Referred to Committee on Counties, Cities and Towns.

By Representative Watkins:

H. B. 1089, a bill to be entitled an act to establish the corporate limits of the Town of Creedmoor in Granville County.

Referred to Committee on Local Government.

By Representative Gregory of Harnett:

H. B. 1090, a bill to be entitled an act to provide for an election upon the question of the establishment of a County Recorder's Court in Harnett County.

Referred to Committee on Salaries and Fees.

By Representatives Gregory of Harnett and Wood:

H. B. 1091, a bill to be entitled an act to amend General Statutes 1-105 relating to service of process upon nonresident drivers of motor vehicles.

Referred to Committee on Judiciary No. 1.

By Representatives McLaughlin, Davis of Rowan, Fletcher, Quinn, Whitely, Coffey, Harriss of Rowan, Choate, Courtney, Jones and Boger:

H. B. 1092, a bill to be entitled an act to authorize the Governor to appoint a commission to erect a fitting memorial to the late Robert Lee Doughton, former State Senator and long-time member of Congress, and to appropriate the sum of \$25,000 to aid in bearing the expense of erecting the memorial.

Referred to Committee on Appropriations.

By Representative McLaughlin:

H. B. 1093, a bill to be entitled an act to appoint Robert C. Garrison as a member of the Board of Education of Iredell County to replace Robert Bradford, resigned.

On motion of Representative McLaughlin the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representative Zollicoffer:

H. B. 1094, a bill to be entitled an act to authorize the governing boards of certain State educational institutions to register and regulate motor vehicles maintained and operated by students therein on the campuses thereof.

Referred to Committee on Higher Education.



And,

H. B. 1095, a bill to be entitled an act relating to the compensation of the Judge of the Juvenile Court of Vance County.

Referred to Committee on Local Government.

By Representative Taylor:

H. B. 1096, a bill to be entitled an act to amend General Statutes 14-335 so as to change the punishment for public drunkenness in Anson County.

Referred to Committee on Local Government.

And,

H. B. 1097, a bill to be entitled an act to amend General Statutes 1-109, relating to prosecution bonds in civil actions.

Referred to Committee on Judiciary No. 1.

And,

H. B. 1098, a bill to be entitled an act to fix the compensation of the County Commissioners of Anson County.

Referred to Committee on Salaries and Fees.

By Representative Reid:

H. B. 1099, a bill to be entitled an act to amend Chapter 324, Session Laws of 1957, relating to recording maps and plats in Surry County.

Referred to Committee on Judiciary No. 1.

By Representatives Kemp and Hines:

H. B. 1100, a bill to be entitled an act to amend Chapter 144 of the Public-Local Laws of 1937, as amended, relating to the Civil Service Act of the City of High Point.

Referred to Committee on Local Government.

By Representatives Hines and Kemp:

H. B. 1101, a bill to be entitled an act to provide for the appointment of a poet laureate for North Carolina and to provide an honorarium therefor.

Referred to Committee on Appropriations.

By Representatives Kennedy and Calder:

H. B. 1102, a bill to be entitled an act to provide a penalty for the transmittal of obscenity into the State of North Carolina.

Referred to Committee on Judiciary No. 1.

By Representatives Wilson and Zollicoffer:

H. B. 1103, a bill to be entitled an act to establish a study commission to inquire into the operation and administration of the driver training program and the feasibility of requiring all persons under the age of twenty-one, when applying for drivers' licenses, to have taken a driver training course.

Referred to Committee on Education.

By Representatives Nicholson, Dolley, Galifianakis, Brooks, Efrid, Leatherwood and Hines:

H. B. 1104, a bill to be entitled an act to amend General Statutes 8-51 so as to make the section inapplicable to tort actions.

Referred to Committee on Judiciary No. 1.

By Representative Nicholson:

H. B. 1105, a bill to be entitled an act to provide that the members of the Richmond County Board of Education shall be nominated by the vote of the qualified voters of said County residing outside the boundaries of any city administrative unit.

Referred to Committee on Elections and Election Laws.

And,

H. B. 1106, a bill to be entitled an act to amend Chapter 1189, Session Laws of 1953, relating to the compensation of Commissioners of the Town of Ellerbe in Richmond County.

Referred to Committee on Salaries and Fees.

And,

H. B. 1107, a bill to be entitled an act to fix the compensation of the members of the Rockingham City Board of Education.

Referred to Committee on Salaries and Fees.

By Representative McPherson:

H. B. 1108, a bill to be entitled an act to amend Chapter 1235, Session Laws of 1959, relating to plats and subdivisions of land surveys so as to provide said Act shall not apply to Camden County.

Referred to Committee on Judiciary No. 1.

By Representative Riggs:

H. B. 1109, a bill to be entitled an act relating to the terms of court in Onslow County.

Referred to Committee on Courts and Judicial Districts.

By Representative Eagles:

H. B. 1110, a bill to be entitled an act relating to the terms of court in Edgecombe County.

Referred to Committee on Courts and Judicial Districts.

By Representatives Eagles and Barbee:

H. B. 1111, a bill to be entitled an act to authorize the exemption from taxation of certain personal property stored in Nash County and Edgecombe County for shipment to foreign countries.

Referred to Committee on Finance.

By Representative Speed:

H. B. 1112, a bill to be entitled an act to amend Chapter 1209, Session Laws of 1955, providing that persons charged with certain motor vehicle violations in Franklin County may waive appearance and tender plea of guilty, by naming the chief of police as an officer authorized to accept waiver.

Referred to Committee on Local Government.

By Representative Peel:

H. B. 1113, a bill to be entitled an act to amend Chapter 433, Session Laws of 1955, relating to the compensation of the members of the Board of County Commissioners, the members of the Board of Education and the members of the Board of Health of Martin County.

Referred to Committee on Salaries and Fees.

By Representative Owens:

H. B. 1114, a bill to be entitled an act to amend General Statutes 9-25 so as to provide the manner of drawing the grand jurors in Rutherford County.

Referred to Committee on Courts and Judicial Districts.

By Representative Vaughn:

H. B. 1115, a bill to be entitled an act to amend Chapter 1298, Session Laws of 1957, being the Charter of the Town of Mayodan and amending certain requirements for the enactment of ordinances.

Referred to Committee on Local Government.

By Representative Speed:

H. B. 1116, a bill to be entitled an act to amend Chapter 1142 of the Session Laws of 1959 relating to the Franklin County Peace Officers' Relief Association.

Referred to Committee on Local Government.

And,

H. B. 1117, a bill to be entitled an act to repeal Chapter 350, Session Laws of 1943, relating to the jurisdiction of criminal cases of the Recorder's Court of Franklin County over cases within original jurisdiction of a justice of the peace.



Referred to Committee on Judiciary No. 1.

MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 363, a bill to be entitled an act to amend Section 127-113 of the General Statutes to provide that the issuance of bonds and the levy of a tax for the payment thereof by counties and municipalities for the purposes of Article 13 of Chapter 127 of the General Statutes shall be subject to approval at an election if required by the Constitution or if required pursuant to the provisions of the County Finance Act or the Municipal Finance Act.

Referred to Committee on Finance.

S. B. 376, a bill to be entitled an act abolishing the office of Treasurer of Cabarrus County.

Referred to Committee on Counties, Cities and Towns.

S. B. 382, a bill to be entitled an act to amend General Statutes 105-334 relating to the listing and assessing of all real and personal property and polls subject to taxation by cities and towns situated in two or more counties.

Referred to Committee on Local Government.

S. B. 388, a bill to be entitled an act to amend the Charter of the City of Hendersonville in Henderson County with reference to the power to borrow money and issue bonds and levy taxes for the payment of the principal and interest thereof, and to repeal Sections 2 to 5, inclusive, of Chapter 100 of the Private Laws of 1927, relating to the City of Hendersonville, and all laws and parts of laws in conflict with the provisions of this Act.

Referred to Committee on Counties, Cities and Towns.

S. B. 397, a bill to be entitled an act to amend Article 36 of Chapter 160 of the General Statutes relative to extension of corporate limits so as to make the same applicable to Iredell County.

Referred to Committee on Local Government.

H. B. 743, a bill to be entitled an act to amend Chapter 212, Session Laws of 1959, relating to the authorization of the counties to call elections on the questions of levying taxes for industrial development purposes, so as to provide the same as amended herein shall apply to Person County.

Returned for concurrence.

On motion of Representative Satterfield the House concurs in the Senate amendment and the bill is ordered enrolled.

## CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1005, a bill to be entitled an act concerning a special election to authorize a development tax and a development commission for Madison County.

On motion of Representative Ramsey, the Committee amendment is adopted.

Passes its second reading by the following vote, as amended, and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Simpson, Slagle, Snyder, Speed, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—115.

Those voting in the negative are: None.

S. B. 352, a bill to be entitled an act to consolidate and transfer all authority, control and administration of the public schools of Lee County to the Sanford-Lee County Board of Education, to authorize the levy of a supplemental school tax not in excess of twenty cents on the one hundred dollars valuation, and to provide for a referendum to determine whether or not this act shall be effective.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lup-

ton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Simpson, Slagle, Snyder, Speed, Story, Taylor, Thomas, Thornburg, <sup>2</sup>Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—115.

Those voting in the negative are: None.

S. B. 357, a bill to be entitled an act to provide for an election within the North Asheboro-Central Falls Sanitary District and the Town of Asheboro on the proposition of merger.

On motion of Representative Garner, the Committee amendment is adopted.

Passes its second reading by the following vote, as amended, and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efrid, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Simpson, Slagle, Snyder, Speed, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—115.

Those voting in the negative are: None.

S. B. 359, a bill to be entitled an act relating to a contract between the Town of Asheboro and the North Asheboro-Central Falls Sanitary District for the joint use of the sewage treatment plant being constructed by the Town of Asheboro.

On motion of Representative Garner, the Committee amendment is adopted.

Passes its second reading by the following vote, as amended, and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of



Rowan, Delamar, Dolley, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifanakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lup-ton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Roden-bough, Satterfield, Simpson, Slagle, Snyder, Speed, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—115.

Those voting in the negative are: None.

H. B. 918, a bill to be entitled an act to provide that municipal elections in the Town of Ronda in Wilkes County shall be regulated and controlled as provided by Article 3 of Chapter 160 of the General Statutes of North Carolina.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 932, a bill to be entitled an act authorizing the Town of Chapel Hill to adopt minimum housing standards regulations for an area surrounding the Town.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 967, a bill to be entitled an act to authorize the police officers of the Town of Whiteville in Columbus County to make arrests within three miles of the corporate limits.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 988, a bill to be entitled an act to provide for an election in Watauga County on the question of electing a County Tax Collector.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1008, a bill to be entitled an act authorizing the Board of Education of Transylvania County to convey the Lake Toxaway Elementary School building property to the Lake Toxaway Community Club.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1024, a bill to be entitled an act authorizing the Board of Commissioners of the Rural Hall Sanitary District in Forsyth County to regulate and limit vehicular parking on streets and highways within said District.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1038, a bill to be entitled an act to amend General Statutes 7-70 relating to the terms of Superior Court to be held in Alamance County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1039, a bill to be entitled an act to authorize the City of Burlington to quitclaim and convey all its right, title, interest, and estate in certain lands at private sale to George A. Holt and W. K. Holt, their heirs and assigns.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1051, a bill to be entitled an act to amend the rules and regulations for municipal elections held in the City of Gastonia.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1059, a bill to be entitled an act to abolish the Fair Bluff Municipal Recorder's Court and to exempt Columbus County from the provisions of Article 24, Chapter 7, of the General Statutes.

Passes its second and third readings and is ordered sent to the Senate.

H. R. 1060, a joint resolution providing that the area of Columbus County now known as Crusoe Island may hereafter be known as the River View Community.

Passes its second and third readings and is ordered sent to the Senate.

S. B. 244, a bill to be entitled an act relating to the compulsory inspection of meat, meat products, and meat by-products.

Representative Woodard of Northampton offers an amendment, which is adopted.

Representative High offers an amendment.

Representative Everett moves the amendment lie upon the table. The motion prevails.

Representative Coates offers an amendment which is adopted.

Representative Gregory offers an amendment.

Representative Everett moves the amendment lie upon the table. The motion prevails.

Passes its second reading by the following vote, as amended, and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Belk, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamater, Dolley, Drummond, Eagles, Efland, Everett, Fearing, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harri-  
son of Rowan, Harris of Wake, Hawfield, Hicks, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Rodenbough, Satterfield, Simpson, Slagle, Snyder, Speed, Story,

Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—107.

Those voting in the negative are: Representatives High, Kerr, Kiser, and Riggs—4.

H. B. 711, a bill to be entitled an act to amend Section 3, Article V, and Section 5, Article V, of the Constitution of North Carolina relative to the power of the General Assembly to exempt and to classify property for ad valorem tax purposes.

On motion of Representative Zollicoffer, consideration of the bill is postponed until Monday, June 12, 1961.

H. B. 72, a bill to be entitled an act to permit a solicitor to argue for a death sentence in a capital case.

On motion of Representative Zollicoffer, consideration of the bill is postponed until Friday, June 9, 1961.

H. B. 816, a bill to be entitled an act to amend the Constitution of North Carolina so as to provide for greater legislative authority over the salaries of the State executive officers.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Choate, Coates, Cohoon, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Jackson, Johnson, Jones, Jordan, Kemp, Kerr, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Reid, Rodenbough, Satterfield, Snyder, Taylor, Thomas, Thornburg, Umstead, Vaughn, Wall, Wallace, Watkins, West of Cherokee, Whitehurst, Whitley, Wicker, Williamson, Wilson, Wood, Woodard of Northampton, Wooten, and Zollicoffer—92.

Those voting in the negative are: Representatives Calder, Coffey, Cook, Fletcher, Garner, Kiser, Osteen, Randall, Riggs, Simpson, Slagle, Story, Vogler and West of Clay—14.

The question now recurs to the passage of the bill on its third reading.

H. B. 816, a bill to be entitled an act to amend the Constitution of North Carolina so as to provide for greater legislative authority over the salaries of the State executive officers.

Passes its third reading and is ordered sent to the Senate.



Those voting in the affirmative are: Representatives Belk, Blue, Boger, Braswell, Britt, Brooks, Byrum, Choate, Coates, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efrd, Everett, Fearing, Felmet, Ferrell, Galifianakis, Godwin, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Reid, Rodenbough, Satterfield, Snyder, Speed, Taylor, Thomas, Thornburg, Umstead, Vaughn, Wall, Wallace, Watkins, West of Cherokee, Whitehurst, Whitley, Wicker, Williamson, Wilson, Wood, Woodard of Northampton, Wooten, and Zollicoffer—91.

Those voting in the negative are: Representatives Calder, Coffey, Cook, Fletcher, Garner, Isaac, Kiser, Osteen, Randall, Riggs, Simpson, Slagle, Story, Vogler, and West of Clay—15.

H. B. 930, a bill to be entitled an act to reward safe drivers by amending Article 25 of Chapter 58 of the General Statutes to equitably regulate automobile liability insurance rates and establish a safe driver reward plan.

Representative Whitehurst offers an amendment which is adopted.

Passes its second reading, as amended.

Representative Kennedy objects to the third reading and the bill remains on the Calendar.

#### ENROLLED BILLS

Representative Britt, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 484. An Act relating to the power of the Board of Commissioners of the Town of Huntersville to levy taxes and fix the salary of the Town Clerk.

H. B. 544. An Act to amend General Statutes 20-88 to provide that the principal fee for the registration of property-carrying vehicles operated in combination be placed on the power unit of such combination and that a fee of \$3.00 be imposed on trailers and semi-trailers.

H. B. 819. An Act to amend the Charter of the City of Greensboro, as revised and reorganized by Chapter 1137 of the Session Laws of 1959; to amend Section 135 of Chapter 18 of the General Statutes of North Carolina; and to repeal Chapter 360, Session Laws of 1955.

On motion of Representative Wicker, duly seconded, the House adjourns to meet tomorrow at 12 o'clock noon.

**ONE HUNDRED FOURTH DAY**

House of Representatives  
Thursday, June 8, 1961

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hunt.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Greenwood, for the Committee on the Journal, reports the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Nicholson, Stuart Earl Vaughn of Rockingham County, son of Representative Vaughn, is made an honorary page of the House of Representatives.

Mr. Speaker Hunt makes Johnny Frye of Durham County and Keith Huffine of Wake County honorary pages of the House of Representatives.

On motion of Representative Riggs, Mary Frances Owens and Hollis Owens, III, of Rutherford County, daughter and son of Representative Owens, are made honorary pagette and page, respectively, of the House of Representatives.

On motion of Representative Thornburg, Suzanne Morrow and Jule Felmet Morrow, granddaughter and grandson of Representative Felmet of Haywood County, are made honorary pagette and page, respectively, of the House of Representatives.

On motion of Representative Newman, Susan Elizabeth, Emily Ann and Nancy Abigail Riggs of Onslow County, daughters of Representative Riggs, are made honorary pagettes of the House of Representatives.

On motion of Representative Crawford, James Gordon Greenwood of Buncombe County is made an honorary page of the House of Representatives.

Mr. Speaker Hunt makes Betty L. Love and Eddie Love of Guilford County honorary pagette and page, respectively, of the House of Representatives.

On motion of Representative Harris of Wake, Lee Elliott and Don Weatherington of Wake County are made honorary pages of the House of Representatives.

On motion of Representative Wicker, the vote by which S. B. 352, "a bill to be entitled an act to consolidate and transfer all authority, control and administration of the public schools of Lee County to the Sanford-Lee County Board of Education, to authorize the levy of a supplemental school tax not in excess of twenty cents on the One Hundred Dollar valuation, and to provide for a referendum to determine whether or not this act shall be effective", passed its third reading is reconsidered and the bill is placed on the Calendar for Monday night, June 12, 1961.

## REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Representative Woodard of Northampton, for the Committee on Agriculture.

H. B. 917, a bill to be entitled an act to prohibit the sale of contaminated feed to livestock and poultry.

With a favorable report.

H. B. 1023, a bill to be entitled an act relating to the compulsory inspection of poultry and poultry products.

With a favorable report, as amended.

H. B. 1062, a bill to be entitled an act to amend Article 11 of Chapter 54 of the General Statutes relating to the powers of credit unions.

With a favorable report.

S. B. 255, a bill to be entitled an act to amend General Statutes 106-96, General Statutes 106-99.1, and General Statutes 106-100 relating to commercial feeding stuffs.

With a favorable report, as amended.

By Representative Woodard of Wilson, for the Committee on Appropriations.

H. B. 12, a bill to be entitled an act to authorize the issuance of Six Million, One Hundred and Eighty-Nine Thousand Dollars of Bonds of the State to provide for capital improvements for state institutions and agencies.

With an unfavorable report as to bill, favorable as to committee substitute bill.

On motion of Representative Woodard, the substitute bill is adopted.

H. B. 13, a bill to be entitled an act to authorize the issuance of Forty-Seven Million, Five Hundred and Five Thousand Dollars of Bonds of the State to provide for capital improvements for state institutions and agencies subject to a vote of the qualified voters of the State.

With an unfavorable report as to bill, favorable as to committee substitute bill.

On motion of Representative Woodard of Wilson, the substitute bill is adopted.

By Representative Kemp, for the Committee on Congressional Districts.



H. R. 999, a joint resolution creating a Congressional Redistricting Commission to study the question of redistricting the State for the purpose of selecting representatives to Congress and to make report and recommendations to the Governor with respect thereto.

With an unfavorable report.

S. B. 353, a bill to be entitled an act to divide North Carolina into eleven Congressional Districts.

With a favorable report.

On motion of Representative Kemp, the bill is placed on the Calendar for special order on Tuesday, June 13, 1961.

By Representative Bell, for the Committee on Conservation and Development.

H. B. 1027, a bill to be entitled an act to establish an Advisory Commission for the State Museum of Natural History.

With a favorable report, as amended.

On motion of Representative Bell, the bill is recommitted to Committee on Appropriations.

By Representative Wicker, for the Committee on Finance.

H. B. 432, a bill to be entitled an act to amend General Statutes 105-141 to provide income tax exemption for benefits paid under all workmen's compensation acts and similar acts.

With a favorable report.

H. B. 1073, a bill to be entitled an act to amend General Statutes 153-152 so as to authorize the Martin County Board of Commissioners to levy a special tax for support of the poor of said county.

With a favorable report.

H. B. 1074, a bill to be entitled an act to authorize a tax levy in Martin County for county buildings and repair purposes.

With a favorable report.

H. B. 1084, a bill to be entitled an act to authorize elections on the question of whether or not school districts in one county shall be enlarged by annexing or consolidating school districts or other school areas from adjoining counties and whether or not there shall be levied and collected in the territory to be annexed or consolidated the same special or supplemental tax as is levied and collected in the district or districts in the other county.

With a favorable report.

H. B. 1111, a bill to be entitled an act to authorize the exemption from taxation of certain personal property stored in Nash County and Edgecombe County for shipment to foreign countries.

With a favorable report.

S. B. 146, a bill to be entitled an act to amend General Statutes 105-296 relating to tax exempt real property.

With a favorable report.

S. B. 297, a bill to be entitled an act to amend Chapter 1211 of the Session Laws of 1959 relating to taxes upon insurance companies.

With a favorable report.

By Representative Davis of Lenoir, for the Committee on Health.

H. B. 1028, a bill to be entitled an act amending Chapter 104C of the General Statutes relating to atomic energy, radioactivity and ionizing radiation.

With a favorable report.

By Representative Zollicoffer, for the Committee on Higher Education.

H. B. 1094, a bill to be entitled an act to authorize the governing boards of certain state educational institutions to register and regulate motor vehicles maintained and operated by students therein on the campuses thereof.

With a favorable report, as amended.

By Representative Wooten, for the Committee on Judiciary No. 1.

H. B. 1099, a bill to be entitled an act to amend Chapter 324, Session Laws of 1957, relating to recording maps and plats in Surry County.

With a favorable report.

H. B. 1108, a bill to be entitled an act to amend Chapter 1235, Session Laws of 1959, relating to plats and subdivisions of land surveys so as to provide said Act shall not apply to Camden County.

With a favorable report.

H. B. 1117, a bill to be entitled an act to repeal Chapter 350, Session Laws of 1943, relating to the jurisdiction of criminal cases of the Recorder's Court of Franklin County over cases within original jurisdiction of a Justice of the Peace.

With a favorable report.

H. B. 1082, a bill to be entitled an act to prohibit the simulation of summonses, warrants, writs or other court process in connection with the collection of any claim, demand or account.

With a favorable report.

S. B. 341, a bill to be entitled an act to amend General Statutes 33-49.1 relating to the transfer of guardianship.

With a favorable report.

By Representative Crawford, for the Committee on Judiciary No. 2.

H. B. 752, a bill to be entitled an act to provide for the transfer of trust assets into another trust for the same purpose and beneficiaries.

With a favorable report, as amended.

H. B. 753, a bill to be entitled an act to amend General Statutes 33-71 with regard to powers of custodians under the Uniform Gifts to Minors Act.

With a favorable report, as amended.

H. B. 852, a bill to be entitled an act to repeal Section 1 of Article X of the Constitution of North Carolina relative to the personal property exemption, and to amend General Statutes 1-362 relative to the garnishment of wages.

With an unfavorable report.

H. B. 934, a bill to be entitled an act to provide for payment of attorney's fees incurred by state employees in defending suits arising from activities of such employees in the course and scope of their employment for the state.

With a favorable report, as amended.

H. B. 1069, a bill to be entitled an act authorizing the Town of Shallotte and the Town of Ocean Isle to establish an airport commission which commission shall be vested with the power of eminent domain and the power to issue bonds or other securities or obligations for the purpose of providing funds for the acquisition of lands, construction and operation of said airport facility together with all powers as set out in Chapter 63 of the General Statutes of North Carolina.

With a favorable report.

On motion of Representative Crawford, the bill is recommitted to Committee on Finance.

S. B. 238, a bill to be entitled an act to amend General Statutes 2-42 to provide that clerks of superior court shall keep a record of renunciations of intestate property.

With a favorable report.

S. B. 241, a bill to be entitled an act amending General Statutes 119-26 relating to the powers of the Gasoline and Oil Inspection Board.

With a favorable report, as amended.

S. B. 249, a bill to be entitled an act to provide for the licensing of private detectives in North Carolina.

With a favorable report, as amended.

S. B. 258, a bill to be entitled an act to amend General Statutes 67-27 relating to recovering damages for killing a dog.



With an unfavorable report.

S. B. 394, a bill to be entitled an act amending Chapter 1212 of the Session Laws of 1959 creating a Firemen's Pension Fund.

With a favorable report.

By Representative Harris of Wake, for the Committee on Local Government.

H. B. 919, a bill to be entitled an act to amend Chapter 170, Public-Local Laws of 1937, as amended by Chapter 848 of the 1951 Session Laws, so as to clarify the special tax authorized in Guilford County for the support and maintenance of the poor and the County Welfare Department.

With a favorable report.

H. B. 922, a bill to be entitled an act to amend General Statutes 7-70 (Eighteenth District) to change the place for holding terms of Superior Court in the High Point Division.

With an unfavorable report.

H. B. 975, a bill to be entitled an act to exempt the Gastonia Little Theatre, Incorporated, from ad valorem taxes of Gaston County and the City of Gastonia.

With a favorable report.

H. B. 977, a bill to be entitled an act to amend Chapter 212 of the Session Laws of 1959 relating to the authority of certain counties of the state to call elections on the question of levying taxes for industrial development purposes.

With a favorable report.

H. B. 978, a bill to be entitled an act to create the Edenton Historic Commission for the purpose of the acquisition, repair and maintenance of historic sites in the Town of Edenton in Chowan County.

With a favorable report.

H. B. 979, a bill to be entitled an act to amend General Statutes 160-227.1 relative to municipal approval of subdivision plats, making the same applicable to Chowan County.

With a favorable report.

H. R. 982, a joint resolution relating to the proper recognition of the Battle of Averasboro as a significant event in North Carolina history.

With a favorable report.

H. B. 984, a bill to be entitled an act relating to the advertisement and sale of tax liens on real property in the Town of Gibsonville, North Carolina.

With a favorable report.

H. B. 992, a bill to be entitled an act amending Section 159-42 of the General Statutes relating to the scope of the Local Government Act.

With a favorable report.

H. B. 1015, a bill to be entitled an act to amend H. B. 417, ratified 26 May, 1961, so as to exclude Johnston County therefrom.

With a favorable report.

H. B. 1017, a bill to be entitled an act relating to mileage allowance for Guilford County employees.

With a favorable report.

H. B. 1018, a bill to be entitled an act to repeal Chapter 1154 of the Session Laws of 1951 relating to garbage collection and disposal in Guilford County.

With a favorable report.

H. B. 1019, a bill to be entitled an act to amend General Statutes 7-70 to authorize the Guilford County Board of County Commissioners to designate the place for holding terms of Superior Court in the High Point Division.

With a favorable report.

H. B. 1020, a bill to be entitled an act relating to the constitution of a quorum at meetings of the governing board of the Town of Dunn.

With a favorable report.

H. B. 1034, a bill to be entitled an act to allow the governing body of the City of Reidsville to establish by ordinance a retirement or pension fund for employees.

With a favorable report.

H. B. 1035, a bill to be entitled an act to validate the Municipal Election of May 1, 1961, of the Town of Maxton in Robeson County.

With a favorable report.

H. B. 1036, a bill to be entitled an act to amend Chapter 314 of the Session Laws of North Carolina, 1953, relating to elections in the Town of Maxton.

With a favorable report.

H. B. 1037, a bill to be entitled an act relating to provisions for collection of garbage in Dare County.

With a favorable report.

H. B. 1043, a bill to be entitled an act to revise and consolidate the Charter of the Town of Edenton in Chowan County.

With a favorable report.

H. B. 1048, a bill to be entitled an act to authorize the Board of County Commissioners of Wilson County to fix the compensation for the chairman and other members of the board.

With a favorable report.

H. B. 1055, a bill to be entitled an act to provide for staggered terms of office for the Board of Commissioners and compensation for Board of Commissioners and Mayor of the Town of Creedmoor in Granville County.

With a favorable report, as amended.

H. B. 1079, a bill to be entitled an act authorizing the County Board of Commissioners of Hertford County to set compensation for the members, the chairman and the county attorney.

With a favorable report, as amended.

S. B. 211, a bill to be entitled an act to amend Chapter 324, Session Laws of 1955, relating to the fees to be charged by the Sheriff and other law enforcement officers of Wake County.

With a favorable report, as amended.

S. B. 333, a bill to be entitled an act relating to the appointment and terms of office of the City of Wilson Recreation Commission.

With a favorable report.

S. B. 385, a bill to be entitled an act to amend Article 20A of Chapter 153 of the General Statutes by making the same applicable to certain counties.

With a favorable report.

S. B. 386, a bill to be entitled an act to amend Article 20B of Chapter 153 of the General Statutes by making the same applicable to certain counties.

With a favorable report.

By Representative Watkins, for the Committee on Manufacturers and Labor.

S. B. 286, a bill to be entitled an act to amend General Statutes 95-17 relating to the limitations of hours of employment and exceptions thereto.

With a favorable report.

By Representative Byrum, for the Committee on Propositions and Grievances.

H. B. 756, a bill to be entitled an act to amend General Statutes 18-39(f) relating to the size of containers of alcoholic beverages sold through the Board of Alcoholic Control of Onslow County.

With an unfavorable report.



H. B. 1010, a bill to be entitled an act to authorize the qualified voters of the Town of Sparta to determine whether alcoholic beverage control stores shall be established in said town and to prescribe the method of operation and the disposition of the net profits thereof.

With a favorable report.

S. B. 367, a bill to be entitled an act to authorize the qualified voters of the Town of Hertford to determine whether or not Alcoholic Beverage Control Stores shall be established in said town and to prescribe the disposition of the net profits thereof.

With a favorable report.

By Representative Satterfield, for the Committee on Public Buildings and Grounds.

S. B. 336, a bill to be entitled an act providing for the perpetual preservation of the Legislative Chambers in the present Capitol Building and to provide for the future use and custodial care thereof.

With a favorable report.

By Representative Gregory of Harnett, for the Committee on Salaries and Fees.

H. B. 1002, a bill to be entitled an act to fix the fees of the Justices of the Peace in Moore County.

With a favorable report.

H. B. 1007, a bill to be entitled an act to regulate the fees to be received by Justices of the Peace in Columbus County.

With a favorable report.

H. B. 1067, a bill to be entitled an act to fix the fees of the Clerk of Court of Johnston County.

With a favorable report.

H. B. 1090, a bill to be entitled an act to provide for an election upon the question of the establishment of a County Recorder's Court in Harnett County.

With a favorable report, as amended.

H. B. 1098, a bill to be entitled an act to fix the compensation of the County Commissioners of Anson County.

With a favorable report.

H. B. 1106, a bill to be entitled an act to amend Chapter 1189, Session Laws of 1953, relating to the compensation of Commissioners of the Town of Ellerbe in Richmond County.

With a favorable report.

H. B. 1107, a bill to be entitled an act to fix the compensation of the members of the Rockingham City Board of Education.

With a favorable report.

H. B. 1113, a bill to be entitled an act to amend Chapter 433, Session Laws of 1955, relating to the compensation of the members of the Board of County Commissioners, the members of the Board of Education and the members of the Board of Health of Martin County.

With a favorable report.

S. B. 265, a bill to be entitled an act to fix the compensation of the members of the Board of County Commissioners of Davie County.

With a favorable report.

By Representative Hicks, for the Committee on State Government.

House Committee Substitute for S. B. 300, a bill to be entitled an act to incorporate and establish the Eastern North Carolina School for the Deaf.

With an unfavorable report as to bill, favorable as to committee substitute bill.

On motion of Representative Hicks, the substitute bill is adopted.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representative Hicks:

H. B. 1118, a bill to be entitled an act to amend General Statutes 143, known as the Executive Budget Act, in order to clarify the authority of the State to operate a central payroll unit and make deposits and disbursements necessary to such operation.

Referred to Committee on State Government.

And,

H. B. 1119, a bill to be entitled an act amending General Statutes 14-250 relating to the marking of publicly-owned vehicles.

Referred to Committee on State Government.

By Representative Isaac:

H. B. 1120, a bill to be entitled an act to amend General Statutes 14-129 relating to the taking et cetera of certain wild plants of another in Avery County.

Referred to Committee on Agriculture.

By Representative Frink:

H. B. 1121, a bill to be entitled an act to establish a law library for the public officials and courts in Brunswick County, and to provide for equipping and furnishing the courtroom in the Brunswick County Courthouse.

Referred to Committee on Library.

By Representative Britt:

H. R. 1122, a joint resolution creating a commission to study the impact of state sovereignty upon financing of local governmental services and functions in North Carolina.

Referred to Committee on Appropriations.

By Representative Henley:

H. B. 1123, a bill to be entitled an act to amend General Statutes 105-116(c) relating to the reduction of the gross receipts tax on natural gas used for industrial and agricultural purposes.

Referred to Committee on Finance.

And,

H. R. 1124, a joint resolution memorializing the Congress of the United States, the Members of the Congress from the State of North Carolina and the Secretary of Commerce to enact suitable legislation to regulate correspondence schools and their solicitors as to their activities in the several states.

Referred to Committee on Education.

By Representatives Greenwood, Woodard of Northampton and Davis of Lenoir:

H. B. 1125, a bill to be entitled an act relating to the disposal of dead and diseased poultry at commercial poultry farms.

Referred to Committee on Health.

By Representative Sermons:

H. B. 1126, a bill to be entitled an act to appoint Ralph Hodges, Jr., to fill the unexpired term of Ralph Hodges, Sr., on the Beaufort County Board of Education.

On motion of Representative Sermons, the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representatives Wooten, Pickard, Barbee, Everett, Frink, Coates, Drummond, Davis of Lenoir, Quinn, Kemp, Hines, Umstead, Boger, Reid, Taylor and Williamson:



H. B. 1127, a bill to be entitled an act to increase the membership of the Senate to sixty senators, to allocate the various senators to the respective senatorial districts, to increase the membership of the House of Representatives to the number of one hundred fifty representatives, to reapportion the membership of the House of Representatives, to provide for compulsory redistricting of the state for senatorial districts and compulsory reapportionment of the House of Representatives after each federal census or enumeration made by order of the Congress.

Referred to Committee on Senatorial Districts.

By Representative Wooten:

H. B. 1128, a bill to be entitled an act to amend Chapter 156 of the General Statutes, as amended, relating to drainage districts, for the purpose of substituting the words "Department of Water Resources" in place of the words "Board of Conservation and Development."

Referred to Committee on Judiciary No. 1.

By Representative Lupton:

H. B. 1129, a bill to be entitled an act to authorize the Board of Education of Hyde County to sell certain surplus real property at private sale.

On motion of Representative Lupton, the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representative Speed:

H. B. 1130, a bill to be entitled an act to revise and consolidate the Charter of the Town of Louisburg in Franklin County.

Referred to Committee on Local Government.

By Representative Kemp:

H. B. 1131, a bill to be entitled an act to provide for the allocation of county-wide outlay funds for an Industrial Education Center.

Referred to Committee on Education.

And,

H. B. 1132, a bill to be entitled an act to amend Article 3 of Chapter 108 of the General Statutes relating to medical services for public assistance recipients.

Referred to Committee on Public Welfare.

By Representatives Vogler and Henley:

H. B. 1133, a bill to be entitled an act to amend General Statutes 14-106 and General Statutes 14-107 relating to the issuance of worthless checks and the obtaining of property in return for said checks.

Referred to Committee on Judiciary No. 1.

By Representative Nicholson:

H. B. 1134, a bill to be entitled an act to amend Chapter 389, Session Laws of 1959, relating to the compensation of the Judge and Solicitor of the Richmond County Special Court and the Judge and Solicitor of the Hamlet District Recorder's Court.

Referred to Committee on Courts and Judicial Districts.

And,

H. B. 1135, a bill to be entitled an act to amend General Statutes 160-227.1 so as to provide that the provisions of Chapter 160, Article 18, Part 3A, of the General Statutes shall be applicable to Richmond County.

Referred to Committee on Judiciary No. 1.

By Representative Green:

H. B. 1136, a bill to be entitled an act to prevent the taking of deer on the Cape Fear River and its tributaries in Bladen County with the aid of boats.

Referred to Committee on Wildlife Resources.

And,

H. B. 1137, a bill to be entitled an act to provide for a jury in the Recorder's Court of Bladen County and to regulate the drawing of same, when one is demanded.

Referred to Committee on Courts and Judicial Districts.

By Representative Potts:

H. B. 1138, a bill to be entitled an act to require surety companies executing bail bonds to maintain a deposit with the Commissioner of Insurance.

Referred to Committee on Judiciary No. 2.

By Representative Davis of Lenoir:

H. B. 1139, a bill to be entitled an act to amend General Statutes 160-227.1 so as to provide that the provisions of Chapter 160, Article 18, Part 3A of the General Statutes shall be applicable to Lenoir County.

Referred to Committee on Local Government.

By Representative Williamson:

H. B. 1140, a bill to be entitled an act to establish and provide for the nomination and selection of the members of the Whiteville City Board of Education.

On motion of Representative Williamson, the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representative Gregory of Halifax:

H. B. 1141, a bill to be entitled an act to extend the corporate limits of the Town of Weldon, subject to a referendum election.

Referred to Committee on Judiciary No. 1.

By Representatives Reid and Harding:

H. B. 1142, a bill to be entitled an act to constitute and establish the Elkin-Jonesville City Board of Education and to provide for the appointment and election of members in the event the Jonesville Public School District of Yadkin County is annexed and becomes a part of the Elkin City Administrative Unit by referendum.

Referred to Committee on Education.

By Representatives Vogler, Hicks, Belk, and Kennedy:

H. B. 1143, a bill to be entitled an act to amend the Charter of the City of Charlotte by rewriting Section 51 thereof dealing with permanent improvements.

Referred to Committee on Counties, Cities and Towns.

And,

H. B. 1144, a bill to be entitled an act to amend Chapter 378 of the Session Laws of 1959 relating to vacancies occurring on the Mecklenburg County Board of Education.

Referred to Committee on Counties, Cities and Towns.

By Representatives Wood, Drummond and Hamrick:

H. B. 1145, a bill to be entitled an act to amend Chapter 1071, Session Laws of 1953, as amended by Chapter 857, Session Laws of 1957, authorizing and empowering the Board of Commissioners of Forsyth County to adopt regulations relating to the government thereof so as to authorize the Board of Commissioners of Forsyth County to adopt regulations relating to the discharge of firearms in Forsyth County outside of the municipalities therein.

Referred to Committee on Judiciary No. 1.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills which are read the first time and disposed of as follows:



S. B. 129, a bill to be entitled an act to amend Chapter 24 of the General Statutes so as to authorize corporations to pay any rate of interest agreed upon on loans equal to or in excess of Thirty Thousand Dollars.

Referred to Committee on Judiciary No. 1.

S. B. 280, a bill to be entitled an act to amend General Statutes 108-30.1 relating to liens on real property.

Referred to Committee on Judiciary No. 2.

S. B. 361, a bill to be entitled an act to amend the Charter of the Town of Rowland regarding election and terms of office of town officials.

Referred to Committee on Counties, Cities and Towns.

H. B. 898, a bill to be entitled an act to amend the Charter of the City of Greensboro, Chapter 37, Private Laws of 1923, as revised and amended by Chapter 1137, Session Laws of 1959.

Returned for concurrence in Senate amendment.

On motion of Representative Kemp, the House concurs in the Senate amendment and the bill is ordered enrolled.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1005, a bill to be entitled an act concerning a special election to authorize a development tax and a development commission for Madison County.

Passes its third reading by the following vote, as amended, and is ordered engrossed.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Drummond, Eagles, Efrid, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—114.

Those voting in the negative are: None.

S. B. 352, a bill to be entitled an act to consolidate and transfer all authority, control and administration of the public schools of Lee County to the Sanford-Lee County Board of Education, to authorize the levy of a supplemental school tax not in excess of twenty cents on the One Hundred Dollars valuation, and to provide for a referendum to determine whether or not this act shall be effective.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—114.

Those voting in the negative are: None.

S. B. 357, a bill to be entitled an act to provide for an election within the North Asheboro-Central Falls Sanitary District and the Town of Asheboro on the proposition of merger.

Passes its third reading by the following vote and is ordered returned to the Senate for concurrence in House amendment.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—114.



Those voting in the negative are: None.

S. B. 359, a bill to be entitled an act relating to a contract between the Town of Asheboro and the North Asheboro-Central Falls Sanitary District for the joint use of the sewage treatment plant being constructed by the Town of Asheboro.

Passes its third reading by the following vote and is ordered returned to the Senate for concurrence in House amendment.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—114.

Those voting in the negative are: None.

H. B. 991, a bill to be entitled an act to amend Chapter 212, Session Laws of 1959, relating to elections and the question of levying taxes for industrial development to make the same applicable to Burke County.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—114.



Those voting in the negative are: None.

H. B. 1045, a bill to be entitled an act to incorporate the Town of Chadwick Acres, North Carolina, in Onslow County.

On motion<sup>c</sup> of Representative Jordan, the committee amendment is adopted.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—114.

Those voting in the negative are: None.

S. B. 222, a bill to be entitled an act to amend Chapter 279, Public-Local Laws of 1937, relating to the creation of school districts, the issuance of school building bonds and notes in behalf of school districts and special tax bond units and the levy of taxes within such districts and units for the payment of the principal and interest of such bonds and notes, by making additional provisions for the issuance of school building bonds and extending the application of said act to Robeson County.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield,

Sermons, Simpson, Slagle, Snyder, Speed, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—114.

Those voting in the negative are: None.

S. B. 308, a bill to be entitled an act to amend Chapter 559, Public-Local Laws of 1935, relating to the issuance of school building bonds in behalf of school districts and special bond tax units and the levy of taxes within such districts and units for the payment of the principal and interest of such bonds by providing for the dissolution of school districts, the separation from and annexation to school districts, the consolidation of school districts, the enlargement of school districts, the authorization of school building bonds, and the validation of school districts heretofore created under said chapter, to apply to Pitt County only.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—114.

Those voting in the negative are: None.

S. B. 355, a bill to be entitled an act validating the levying and assessing of all ad valorem taxes on real and personal property and polls subject to taxation by the City of Rocky Mount.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy,



Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—114.

Those voting in the negative are: None.

S. B. 374, a bill to be entitled an act relating to the lien on property for unpaid sewerage charges in the Town of Spindale.

On motion of Representative Owens, the committee amendment is adopted.

Passes its second reading by the following vote, as amended, and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Drummond, Eagles, Efrd, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—114.

Those voting in the negative are: None.

H. B. 683, a bill to be entitled an act to provide for a referendum by the voters of Macon County upon the question of election of members of the County Board of Education.

On motion of Representative Henley, the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 858, a bill to be entitled an act relating to license taxes of itinerant salesmen and peddlers in Wayne County.



Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Drummond, Eagles, Efrd, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicofer—114.

Those voting in the negative are: None.

H. B. 867, a bill to be entitled an act to require the County Commissioners of Rowan County to appoint a county administrative officer and to provide for a county purchasing agent.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 869, a bill to be entitled an act to amend Chapter 113, Section 174.7, General Statutes of North Carolina, to change the license tax on commercial fishing boats.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Drummond, Eagles, Efrd, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicofer—114.

Those voting in the negative are: None.

H. B. 927, a bill to be entitled an act authorizing the Town of Mount Airy in Surry County to pass ordinances authorizing the issuance of bonds for paying the cost of street improvements and of a municipal building notwithstanding any limitation of debt in the Municipal Finance Act or in any other law.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Drummond, Eagles, Efrid, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—114.

Those voting in the negative are: None.

H. B. 1049, a bill to be entitled an act authorizing the County of Cumberland to acquire, purchase, construct, improve, enlarge, extend and equip properties relating to grain storage facilities, of the county, to lease said properties to public or private interests and to issue revenue bonds therefor.

Passes its second reading by the following vote and remain on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Drummond, Eagles, Efrid, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Chero-



kee, West of Clay, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—114.

Those voting in the negative are: None.

H. B. 1052, a bill to be entitled an act authorizing the establishment of Glen Alpine Graded District in Burke County as a Recreation District and the levying of a recreation system tax.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Drummond, Eagles, Efrd, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—114.

Those voting in the negative are: None.

H. B. 1077, a bill to be entitled an act to amend Chapter 1281, Session Laws of 1957, the same being the Charter of the City of New Bern.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Drummond, Eagles, Efrd, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitley, Wicker, Williamson, Wilson, Womble, Wood,



Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—114.

Those voting in the negative are: None.

H. B. 1078, a bill to be entitled an act authorizing the counties of Northampton, Hertford and Bertie to establish an airport authority for the purpose of acquiring lands, constructing and operating a Tri-County Airport and vesting in said authority all powers set out in Chapter 63 of the General Statutes of North Carolina.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Drummond, Eagles, Efrd, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—114.

Those voting in the negative are: None.

H. B. 883, a bill to be entitled an act authorizing the Board of Commissioners of Wilkes County to appropriate funds to supplement the salary of the poultry expert employed at the poultry experiment station located in Wilkes County.

On motion of Representative Jordan, the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 1000, a bill to be entitled an act to authorize the Board of County Commissioners of New Hanover County to convey certain lands at Fort Fisher to the State of North Carolina.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1025, a bill to be entitled an act to further amend the Charter of the City of Wilson, in Wilson County, relating to the City Tax Collector.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1033, a bill to be entitled an act to fix the terms of office of the members of the Board of Education of Rockingham County on a four-year basis with staggered terms, and to provide for the nomination of the members of said Board of Education.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1041, a bill to be entitled an act to amend General Statutes 160-227.1 authorizing municipalities in New Hanover County to regulate the platting and recording of subdivisions of land.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1053, a bill to be entitled an act authorizing appointment of a Board of Equalization and Review for Mecklenburg County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1063, a bill to be entitled an act to fix the salaries of certain officials of Franklin County.

On motion of Representative Jordan, the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 1064, a bill to be entitled an act relating to the appointment of a Vice-Recorder of the Franklin County Recorder's Court.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1072, a bill to be entitled an act to authorize the Board of Education of Martin County to purchase a school site and to pay for same by installments or deferred payments.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1080, a bill to be entitled an act to amend the Charter of the Town of Scotland Neck relating to the compensation of the Mayor and Board of Commissioners.

Passes its second and third readings and is ordered sent to the Senate.

S. B. 144, a bill to be entitled an act to amend General Statutes 153-9 relating to powers of the Board of County Commissioners so as to include Cherokee County.

Passes its second and third readings and is ordered enrolled.

S. B. 145, a bill to be entitled an act to amend General Statutes 153-48.5 relating to county officials and employees so as to include Cherokee County.

Passes its second and third readings and is ordered enrolled.

S. B. 350, a bill to be entitled an act to authorize the Board of County Commissioners of Rutherford County to appropriate non-tax revenues for soil conservation purposes.

Passes its second and third readings and is ordered enrolled.

S. B. 365, a bill to be entitled an act to amend General Statutes 153-246 relating to joint administrative functions of contiguous counties and municipalities in Edgecombe and Nash Counties.

Passes its second and third readings and is ordered enrolled.

S. B. 377, a bill to be entitled an act amending General Statutes 105-422 so as to make its provisions applicable to Carteret County and its political subdivisions.

Passes its second and third readings and is ordered enrolled.

S. B. 378, a bill to be entitled an act relating to the compensation of the Board of County Commissioners of Wayne County.

Passes its second and third readings and is ordered enrolled.

H. B. 113, a bill to be entitled an act to abolish capital punishment except as to second offenses.

Representative Hicks offers an amendment.

Representative Lloyd moves that the bill and amendment lie on the table. The motion prevails.

S. B. 244, a bill to be entitled an act relating to the compulsory inspection of meat, meat products and meat by-products.

Passes its third reading by the following vote and is ordered returned to the Senate for concurrence in House amendment.

Those voting in the affirmative are: Representatives Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efrid, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Ramsey, Randall, Reid, Satterfield, Simpson, Slagle, Snyder, Speed, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Wooten, and Zollicoffer—107.

Those voting in the negative are: None.

H. B. 745, a bill to be entitled an act adding a new Article to Chapter 153 of the General Statutes to authorize counties (singly or jointly with municipalities or other counties) and municipalities (jointly with counties or other municipalities) to acquire, lease, construct, reconstruct, extend, improve, maintain and operate any water system or sanitary sewerage



system, within or without the boundaries of any such counties or municipalities, and to establish by mutual agreement joint agencies to exercise the powers conferred by such Article, and amending the County Finance Act to authorize the issuance of bonds by counties for the acquisition, construction, reconstruction, extension and improvement of water systems and sanitary sewerage systems either singly or jointly with other counties or municipalities.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollcoffer—114.

Those voting in the negative are: None.

S. B. 309, a bill to be entitled an act to amend Chapter 158 of the General Statutes to authorize the establishment of Economic Development Commissions, and to amend Chapter 153 to authorize the establishment of Regional Planning Commissions, by political subdivisions.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of

Cherokee, West of Clay, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollcoffer—114.

Those voting in the negative are: None.

H. B. 930, a bill to be entitled an act to reward safe drivers by amending Article 25 of Chapter 58 of the General Statutes to equitably regulate automobile liability insurance rates and establish a safe driver reward plan.

Passes its third reading, as amended, and is ordered sent to the Senate.

H. B. 10, a bill to be entitled an act to make appropriations for current operations of the State's departments, bureaus, institutions and agencies, and for other purposes.

On motion of Representative Woodard of Wilson, the committee amendment is adopted.

Representative Woodard of Wilson offers eight amendments which are adopted.

Representative Harris of Wake offers an amendment.

Representative Jones moves the amendment do lie upon the table. The motion prevails.

Passes its second and third readings, as amended, and is ordered sent to the Senate.

H. B. 182, a bill to be entitled an act to regulate the hunting and taking of amphibians in North Carolina.

Representative Potts offers an amendment which is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 289, a bill to be entitled an act to amend General Statutes 105-144 relating to the determination of gain or loss for income tax purposes.

On motion of Representative Kemp, consideration of the bill is postponed until Friday, June 9, 1961.

H. B. 715, a bill to be entitled an act to amend Chapter 75A of the General Statutes so as to require registration of all motorboats and to provide for safety measures to be employed by all motorboats.

Representative Whitehurst offers an amendment which is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 817, a bill to be entitled an act to amend General Statutes 20-7(f) relating to the renewal of drivers' licenses.

On motion of Representative Vaughn, the committee amendment is adopted.

Passes its second reading, as amended.

Representative Jordan objects to the third reading and the bill remains on the Calendar.

H. B. 1032, a bill to be entitled an act to revise the membership of the Commission on Interstate Cooperation.

Passes its second and third readings and is ordered sent to the Senate.

#### ENROLLED BILLS

Representative Britt, for the Committee on Enrolled Bills, reports the following bills properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 278. An Act to amend Chapter 1235 of the 1959 Session Laws rewriting General Statutes 47-30 and General Statutes 47-32 relating to plats, subdivision, and land surveys so as to provide said Act shall not apply to Carteret and Granville Counties.

H. B. 886. An Act relating to the use of construction funds by the Hyde County Drainage District No. 7 in Hyde County.

H. B. 909. An Act to amend General Statutes 67-34 so as to exclude Johnston County.

H. B. 961. An Act to exempt Martin County from Part 3A of Article 18, Chapter 160, regulating subdivisions.

On motion of Representative Wilson, seconded by Representative Thomas, the House adjourns until tomorrow at 10 o'clock A. M.

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## ONE HUNDRED FIFTH DAY

HOUSE OF REPRESENTATIVES

Friday, June 9, 1961

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hunt.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Braswell, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Ferrell, Jo Ella Ralph of Pasquotank County and Lois and Cora Evans of Washington, D. C., are made honorary pagettes of the House of Representatives.



On motion of Representative Gregory of Harnett the following from Harnett County are made honorary pagettes and pages, respectively, of the House of Representatives: Beth Stephenson, Frances Gregory, Joe Gregory, Larry Stephenson, Wade Turner, and Dwight Turner.

On motion of Representative Hines the following from Guilford County are made honorary pagettes and pages, respectively, of the House of Representatives: Millicent Melton Hines, David Nathan Thompson, Edgar Thurman Hines, II, Alan Mac Lamroc, Brian Lamroc, Robert Strange Cahoon, Jr., Benjamin Carlton Smith, and Patrick Joseph Michael Shea.

On motion of Representative Pickard, Sylvia Coon and Diane James of Alamance County are made honorary pagettes of the House of Representatives.

On motion of Representative Umstead, Annis Arthur and Billy Arthur, Jr., daughter and son of Reading Clerk Billy Arthur of Orange County, are made honorary pagette and page, respectively, of the House of Representatives.

#### ENGROSSED BILLS

Representative Thomas, for the Committee on Engrossed Bills, reports the following bills and resolutions have been carefully considered, found properly engrossed, and asks that they be sent to the Senate.

It is so ordered.

H. B. 182, a bill to be entitled an act to regulate the hunting and taking of amphibians in North Carolina.

H. B. 683, a bill to be entitled an act to provide for a referendum by the voters of Macon County upon the question of election of members of the County Board of Education.

H. B. 715, a bill to be entitled an act to amend Chapter 75A of the General Statutes so as to require registration of all motor boats and to provide for safety measures to be employed by all motor boats.

H. B. 883, a bill to be entitled an act authorizing the Board of Commissioners of Wilkes County to appropriate funds to supplement the salary of the poultry expert employed at the poultry experiment station located in Wilkes County.

H. B. 1005, a bill to be entitled an act concerning a special election to authorize a development tax and a development commission for Madison County.

H. B. 1063, a bill to be entitled an act to fix the salaries of certain officials of Franklin County.

#### REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Representative Hardy, for the Committee on Banks and Banking.

S. B. 199, a bill to be entitled an act to amend General Statutes 53-43 so as to include savings and loan associations with other financial institutions with respect to the collection of interest in advance.

With a favorable report.

S. B. 204, a bill to be entitled an act to amend General Statutes 33-42.1 relating to the exhibition of investments and bank statements by guardians.

With a favorable report.

S. B. 251, a bill to be entitled an act concerning the formation and operation of mutual trust investment companies under the supervision of the Commissioner of Banks and investment by corporate fiduciaries of North Carolina in shares of such companies.

With a favorable report.

By Representative Griggs, for the Committee on Commercial Fisheries and Oyster Industries.

H. B. 1085, a bill to be entitled an act to amend Chapter 113 of the General Statutes relating to commercial fisheries by clarifying the provisions of existing laws, regulating the establishment of taking of shrimp and oysters for personal use and authorizing the Director to suspend licenses upon conviction of violations.

With a favorable report, as amended.

By Representative Zollicoffer, for the Committee on Constitutional Amendments.

H. B. 1026, a bill to be entitled an act to amend Section 28 of Article II of the Constitution of North Carolina to provide for compensation of the members of the General Assembly.

With a favorable report.

By Representative Taylor, for the Committee on Courts and Judicial Districts.

H. B. 985, a bill to be entitled an act to amend Section 4, Chapter 779, Session Laws of 1959.

With a favorable report.

H. B. 1006, a bill to be entitled an act relating to the appointment of court reporters for McDowell and Polk Counties.

With a favorable report.

H. B. 1016, a bill to be entitled an act to amend Chapter 1397 of the 1957 Session Laws relating to substitute judges of the Guilford County Domestic Relations Court.

With a favorable report.

H. B. 1046, a bill to be entitled an act to amend General Statutes 7-104 by authorizing additional substitute judges in Mecklenburg County.

With a favorable report.

H. B. 1054, a bill to be entitled an act to amend General Statutes 1-539.7 pertaining to appeals from courts of justices of the peace.

With a favorable report.

H. B. 1075, a bill to be entitled an act to amend General Statutes 7-70 relating to terms of court in Randolph County.

With a favorable report.

H. B. 1109, a bill to be entitled an act relating to the terms of court in Onslow County.

With a favorable report.

H. B. 1110, a bill to be entitled an act relating to the terms of court in Edgemcombe County.

With a favorable report.

H. B. 1114, a bill to be entitle an act to amend General Statutes 9-25 so as to provide the manner of trawing the grand jurors in Rutherford County.

With a favorable report.

H. B. 1134, a bill to be entitled an act to amend Chapter 389, Session Laws of 1959, relating to the compensation of the Judge and Solicitor of the Richmond County Special Court and the Judge and Solicitor of the Hamlet District Recorder's Court.

With a favorable report.

H. B. 1137, a bill to be entitled an act to provide for a jury in the Recorder's Court of Bladen County and to regulate the drawing of same, when one is demanded.

With a favorable report.

By Representative Henley, for the Committee on Education.

H. B. 558, a bill to be entitled an act to provide for instruction for educable mentally handicapped children.

With an unfavorable report.

H. B. 785, a bill to be entitled an act to require County and City Boards of Education to defend in good faith tort claims in excess of \$1,000 based on alleged negligence of drivers of public school buses, and to make the Tort Claim Act applicable to school transportation service vehicles.

With a favorable report, as amended.

H. B. 891, a bill to be entitled an act to continue transportation of public school pupils when the corporate limits of a municipality are extended.



With a favorable report.

H. R. 935, a joint resolution expressing State policy regarding allotment of Federal funds received for general support of public school operations.

With a favorable report, as amended.

H. B. 1131, a bill to be entitled an act to provide for the allocation of county-wide outlay funds for an Industrial Education Center.

With a favorable report.

H. B. 1142, a bill to be entitled an act to constitute and establish the Elkin-Jonesville City Board of Education and to provide for the appointment and election of members in the event the Jonesville Public School District of Yadkin County is annexed and becomes a part of the Elkin City Administrative Unit by referendum.

With a favorable report.

On motion of Representative Reid the rules are suspended and the bill is placed on its immediate passage.

The bill passes its second and third readings and is ordered sent to the Senate.

House Committee Substitute for S. B. 226, a bill to be entitled an act to provide for instructions for educable mentally handicapped children.

With an unfavorable report as to bill, favorable as to committee substitute bill.

On motion of Representative Kerr the substitute bill is adopted.

S. B. 312, a bill to be entitled an act to amend General Statutes 115-11 relating to State administration of Federal aid to education.

With a favorable report.

S. B. 315, a bill to be entitled an act to establish an endowment fund for the public schools of the State which shall consist of and be maintained by voluntary contributions and to provide for the administration of such funds.

With a favorable report.

H. B. 1068, a bill to be entitled an act to authorize elections for the enlargement of a city administrative unit in one county by the annexation of a district or other school area in another contiguous or adjoining county.

With a favorable report.

On motion of Representative Henley the rules are suspended and the bill is placed on the Calendar for second roll call reading.

H. R. 1124, a joint resolution memorializing the Congress of the United States, the members of the Congress from the State of North Carolina and the Secretary of Commerce to enact suitable legislation to regulate correspondence schools and their solicitors as to their activities in the several states.

With a favorable report.

By Representative Wicker, for the Committee on Finance.

Committee Substitute for H. B. 175, a bill to be entitled an act to amend and supplement "The Revenue Act", being Subchapter I of Chapter 105 of the General Statutes and Article 4 of Chapter 18 of the General Statutes, by removing certain exemptions from the retail sales and use tax, by adjusting the rate at which the sale or use of certain property shall be taxed and by adding an additional tax of two per cent upon the sale of spirituous liquors.

With an unfavorable report as to bill, favorable as to Committee substitute bill.

On motion of Representative Wicker the substitute bill is adopted.

By Representative Wooten, for the Committee on Judiciary No. 1.

H. B. 414, a bill to be entitled an act to regulate advertising regarding prices and additional construction necessary for completion of "Shell Houses" in North Carolina.

With an unfavorable report.

H. B. 747, a bill to be entitled an act to amend Chapter 66 of the General Statutes of North Carolina by adding a new Article relative to unfair sales practices.

With an unfavorable report.

H. B. 773, a bill to be entitled an act relating to the certification and regulation of the business of servicing and installing radio, television and other home electronic devices and equipment, and to provide penalties for the violating thereof.

With an unfavorable report.

H. B. 995, a bill to be entitled an act relative to the assessed valuation of certain property in Columbus County.

With a favorable report.

H. B. 1047, a bill to be entitled an act to amend Chapter 87, Article I, of the General Statutes so as to make it clear that painting and decorating contractors are included within the definition of general contractor.

With an unfavorable report.

H. B. 1091, a bill to be entitled an act to amend General Statutes 1-105 relating to service of process upon nonresident drivers of motor vehicles.

With a favorable report, as amended.

H. B. 1097, a bill to be entitled an act to amend General Statutes 1-109, relating to prosecution bonds in civil actions.

With a favorable report.

H. B. 1102, a bill to be entitled an act to provide a penalty for the transmittal of obscenity into the State of North Carolina.

With a favorable report.

H. B. 1104, a bill to be entitled an act to amend General Statutes 8-51 so as to make the section inapplicable to tort actions.

With a favorable report.

H. B. 1128, a bill to be entitled an act to amend Chapter 156 of the General Statutes, as amended, relating to Drainage Districts, for the purpose of substituting the words "Department of Water Resources" in the place of the words "Board of Conservation and Development."

With a favorable report.

H. B. 1133, a bill to be entitled an act to amend General Statutes 14-106 and General Statutes 14-107 relating to the issuance of worthless checks and the obtaining of property in return for said checks.

With an unfavorable report.

H. B. 1135, a bill to be entitled an act to amend General Statutes 160-227.1 so as to provide that the provisions of Chapter 160, Article 18, Part 3A of the General Statutes shall be applicable to Richmond County.

With a favorable report.

H. B. 1141, a bill to be entitled an act to extend the corporate limits of the Town of Weldon, subject to a referendum election.

With a favorable report.

H. B. 1145, a bill to be entitled an act to amend Chapter 1071, Session Laws of 1953, as amended by Chapter 857, Session Laws of 1957, authorizing and empowering the Board of Commissioners of Forsyth County to adopt regulations relating to the government thereof so as to authorize the Board of Commissioners of Forsyth County to adopt regulations relating to the discharge of firearms in Forsyth County outside of the municipalities therein.

With a favorable report.

S. B. 129, a bill to be entitled an act to amend Chapter 24 of the General Statutes so as to authorize corporations to pay any rate of interest agreed upon on loans equal to or in excess of Thirty Thousand Dollars.

With a favorable report.

By Representative Quinn, for the Committee on Roads and Highway Safety.

Committee Substitute for H. B. 326, a bill to be entitled an act to amend the definition of conviction for purposes of the driver's license law.

With an unfavorable report as to bill, favorable as to committee substitute bill.

On motion of Representative Quinn the substitute bill is adopted.



H. B. 547, a bill to be entitled an act to provide for probationary operator's licenses for persons between sixteen and eighteen years old, to describe the incidents and conditions thereof, and to provide for the impounding, in the discretion of the trial court, of motor vehicles used in prearranged racing, speeding and failing to stop in event of an accident.

With an unfavorable report.

H. B. 580, a bill to be entitled an act to amend General Statutes 20-7 so as to require persons becoming sixteen years of age on or after January 1, 1963, to undergo a written test in connection with driver's license applications.

With an unfavorable report.

H. B. 929, a bill to be entitled an act to amend General Statutes 20-119 relating to special permits for vehicles of excessive size or weight so as to provide no such permits shall be required for certain farm machinery and equipment.

With an unfavorable report.

H. B. 989, a bill to be entitled an act to provide for probationary operator's licenses for persons between sixteen and eighteen years old and to describe the incidents and conditions thereof.

With a favorable report, as amended.

H. B. 990, a bill to be entitled an act to provide for the impounding, in the discretion of the trial court, of motor vehicles used in pre-arranged racing, speeding and failing to stop in event of an accident.

With a favorable report.

H. B. 1009, a bill to be entitled an act to provide for control of roadside advertising adjacent to the National System of Interstate and Defense Highways.

With an unfavorable report.

H. B. 1070, a bill to be entitled an act to amend Part 9, Article 3, of the General Statutes relating to size, weight, and construction of certain vehicles.

With an unfavorable report.

S. B. 89, a bill to be entitled an act to amend the Motor Vehicle Laws to provide for the distribution of license plates by the Department of Motor Vehicles on a contractual basis and to provide for the charging of fees by the Department of Motor Vehicles for acknowledgment of signatures.

With a favorable report.

S. B. 248, a bill to be entitled an act relating to the rental of motor vehicles.

With a favorable report.

S. B. 299, a bill to be entitled an act to provide for the removal of vehicles abandoned, left unattended or left illegally parked upon the streets and highways.

With a favorable report.

S. B. 375, a bill to be entitled an act to require seat belt anchorages on certain motor vehicles and to provide minimum standards for such anchorages and for seat belts.

With a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representative Whitehurst:

H. B. 1146, a bill to be entitled an act to amend General Statutes 97-7 to clarify the status of governmental units acting as self-insurers under the Workmen's Compensation Act of North Carolina.

Referred to Committee on Insurance.

By Representative Williamson:

H. B. 1147, a bill to be entitled an act relating to the compensation of the Judge and Prosecuting Attorney of the County Recorder's Court of Columbus County.

On motion of Representative Williamson the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representative Thomas:

H. B. 1148, a bill to be entitled an act to increase the corporate limits of the Town of Princeton.

Referred to Committee on Local Government.

By Representatives Sermons, Efrd, and Dolley:

H. R. 1149, a joint resolution creating a commission to study the tax structure of the State with respect to any inequities therein and with particular reference to the sales and use tax and license tax schedules and the tax structure as relates to cooperatives.

Referred to Committee on State Government.

By Representative Coates:

H. B. 1150, a bill to be entitled an act to amend Section 6 of Chapter 219, Private Laws of 1911, as rewritten by Chapter 56 of the Session Laws of 1959, relating to the filling of vacancies on the Board of Commissioners of the Town of Smithfield, North Carolina.

Referred to Committee on Local Government.

By Representative Satterfield:

H. B. 1151, a bill to be entitled an act to authorize and direct the Person County Board of Education to name and appoint three trustees to care for, manage and improve the farm left in trust for the benefit of Cunningham School District under the will of the late Dr. John C. Terrell.

Referred to Committee on Education.

By Representative Wicker:

H. B. 1152, a bill to be entitled an act to amend General Statutes 105-74 and General Statutes 105-85 relating to State license taxes on pressing clubs, dry cleaning plants, hat blockers and laundries.

Referred to Committee on Finance.

By Representatives Hardy, Hines, Hunt, Woodard of Wilson, Byrum, Woodard of Northampton, Quinn, and Kemp:

H. B. 1153, a bill to be entitled an act making it unlawful to possess certain athletic contest handicap tickets or sheets which could be used for gambling purposes.

Referred to Committee on Judiciary No. 1.

And,

H. B. 1154, a bill to be entitled an act making it unlawful to transmit by telephone, telegraph or electronic means certain information or estimates as to athletic contests which could be used for gambling purposes.

Referred to Committee on Judiciary No. 1.

By Representative Rodenbough:

H. B. 1155, a bill to be entitled an act relating to the equalization and adjustment of salaries of certain county officials of Stokes County.

Referred to Committee on Salaries and Fees.

By Representative Speed:

H. B. 1156, a bill to be entitled an act to amend Chapter 350 of the Session Laws of 1943 relating to the jurisdiction of criminal cases of the Recorder's Court of Franklin County over cases within original jurisdiction of a justice of the peace.

Referred to Committee on Judiciary No. 1.

By Representative Woodard of Northampton:



H. B. 1157, a bill to be entitled an act to amend Chapter 920, Session Laws of 1951, concerning the compensation of the Board of Education of Northampton County.

Referred to Committee on Salaries and Fees.

By Representative Lloyd:

H. B. 1158, a bill to be entitled an act to insure local control of small loan and consumer loan companies in North Carolina.

Referred to Committee on Judiciary No. 1.

By Representatives High and Henley:

H. B. 1159, a bill to be entitled an act to amend Chapter 768, Session Laws of 1957, relating to the fees of constables in Cumberland County.

Referred to Committee on Judiciary No. 2.

By Representative Harris of Wake:

H. B. 1160, a bill to be entitled an act to amend Chapter 20 of the General Statutes relating to violations of certain sections.

Referred to Committee on Judiciary No. 1.

By Representative Kemp:

H. B. 1161, a bill to be entitled an act to amend General Statutes 105-116 and General Statutes 105-120 to increase the amount distributed to municipalities thereunder.

Referred to Committee on Finance.

By Representative Andrews:

H. B. 1162, a bill to be entitled an act to require the County Commissioners of Chatham County to turn into the General Fund all taxes collected for the year 1959 and all prior years.

Referred to Committee on Finance.

By Representative Kennedy:

H. B. 1163, a bill to be entitled an act to amend General Statutes 105-147 to change the method of computing net economic loss of a taxpayer moving to North Carolina for the year of the move.

Referred to Committee on Finance.

By Representatives Vogler, Kennedy, Belk, and Hicks:

H. B. 1164, a bill to be entitled an act to repay the City of Charlotte, North Carolina, funds advanced by the City of Charlotte under an agreement entered into by the North Carolina Armory Commission and the City of Charlotte on June 23, 1954.

Referred to Committee on Appropriations.

By Representative Calder:

H. B. 1165, a bill to be entitled an act to amend H. B. 827, ratified June 6, 1961, and to be codified as Chapter 661 of the 1961 Session Laws relating to service of process upon nonresident operators of watercraft.

Referred to Committee on Judiciary No. 1.

By Representative Wicker:

H. B. 1166, a bill to be entitled an act to amend General Statutes 105-85 to limit laundry license taxes levied by cities and towns.

Referred to Committee on Finance.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 318, a bill to be entitled an act to prohibit the taking of game from public highways in Edgecombe County.

Referred to Committee on Wildlife Resources.

S. B. 358, a bill to be entitled an act amending Article 12 of Chapter 130 of the General Statutes to authorize any sanitary district to contract with any city, town, village or political subdivision of the State for the treatment of the district's sewage in a sewage disposal or treatment plant owned and constructed or to be constructed by such city, town, village or political subdivision.

Referred to Committee on Counties, Cities and Towns.

S. B. 342, a bill to be entitled an act to amend Chapter 1371 of the Session Laws of 1957 relating to the North Carolina Stonewall Jackson Memorial Fund.

Referred to Committee on Appropriations.

S. B. 362, a bill to be entitled an act to establish minimum speed limits on certain portions of the highways.

Referred to Committee on Roads and Highway Safety.

S. B. 370, a bill to be entitled an act to amend Section 160-249 of the General Statutes to provide for the billing and collecting of charges for sewerage service provided by municipalities which do not also provide water service.

Referred to Committee on Local Government.

S. B. 379, a bill to be entitled an act to authorize the erection of an appropriate memorial upon the lands of the Morrow Mountain State Park honoring the memory of James McKnight Morrow who was largely responsible for the establishment of this Park.

Referred to Committee on State Government.

S. B. 360, a bill to be entitled an act to amend Article 12 of Chapter 130 of the General Statutes of North Carolina, to authorize a sanitary district created under this Chapter to merge with a city or town by majority vote of the qualified voters of both the sanitary district and the city or town.

Referred to Committee on Counties, Cities and Towns.

S. B. 384, a bill to be entitled an act to amend General Statutes 7-70 relating to the terms of Superior Court to be held in Cumberland County.

Referred to Committee on Courts and Judicial Districts.

S. B. 400, a bill to be entitled an act to amend General Statutes 160-204 to permit municipal corporations to acquire property for purposes of fire departments and fire stations.

Referred to Committee on Local Government.

S. B. 402, a bill to be entitled an act to amend Chapter 57 of the General Statutes and various sections of Chapter 58 of the General Statutes related thereto in order to make the same applicable to dental service corporations.

Referred to Committee on Health.

S. B. 403, a bill to be entitled an act to amend Chapter 225 of the Private Laws of 1927, relating to the Charter of the Town of Newport in Carteret County.

Referred to Committee on Local Government.

S. B. 415, a bill to be entitled an act authorizing the Board of Commissioners of the City of Albemarle to call an election upon the question of adopting a City Manager Form of Government for the City of Albemarle.

Referred to Committee on Counties, Cities and Towns.

S. B. 413, a bill to be entitled an act to amend Chapter 534 of the Session Laws of 1961, entitled "an act to amend Chapter 47 of the General Statutes relating to plats, subdivisions and land surveys and recording of same," ratified May 30, 1961.

Referred to Committee on Judiciary No. 1.

S. B. 418, a bill to be entitled an act to amend General Statutes 7-70 relating to the terms of Superior Court to be held in the Greensboro Division of Guilford County.

Referred to Committee on Local Government.

S. B. 424, a bill to be entitled an act to amend Chapter 206, Public-Local Laws, 1937 Session, as amended by Chapter 577, 1949 Session Laws, relating to the Grand Jury of Forsyth County.

Referred to Committee on Courts and Judicial Districts.

S. B. 433, a bill to be entitled an act to promote industrial growth and corporate activity in Gaston County.

Passed first reading.



On motion of Representative Dolley the rules are suspended and the bill is placed on its immediate passage.

Passes its second and third readings and is ordered enrolled.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 858, a bill to be entitled an act relating to license taxes of itinerant salesmen and peddlers in Wayne County.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Andrews, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Coates, Coffey, Cohoon, Courtney, Davis of Rowan, Delamar, Drummond, Eagles, Everett, Fearing, Felmet, Ferrell, Fletcher, Galifianakis, Godwin, Green, Greenwood, Hamrick, Harding, Hardy, Hargett, Hawfield, Hicks, Hill, Holcombe, Isaac, Jackson, Jones, Jordan, Kerr, Lane, Leatherman, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McPherson, Murphy, Newman, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Rodenbough, Satterfield, Simpson, Slagle, Snyder, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Williamson, Wilson, and Wood—83.

Those voting in the negative are: Representatives Harris of Wake, Kennedy, Kiser, McMillan of Wake, Womble, Woodard of Northampton, and Zollicoffer—7.

H. B. 927, a bill to be entitled an act authorizing the Town of Mount Airy in Surry County to pass ordinances authorizing the issuance of bonds for paying the cost of street improvements and of a municipal building notwithstanding any limitation of debt in the Municipal Finance Act or in any other law.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Andrews, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Everett, Fearing, Felmet, Ferrell, Fletcher, Galifianakis, Garner, Godwin, Green, Greenwood, Griggs, Hamrick, Harding, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Holcombe, Jackson, Johnson, Jones, Jordan, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Story, Taylor, Thomas, Thornburg, Umstead,

Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, and Wooten—104.

Those voting in the negative are: None.

H. B. 991, a bill to be entitled an act to amend Chapter 212, Session Laws of 1959, relating to elections on the question of levying taxes for industrial development to make the same applicable to Burke County.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Andrews, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Everett, Fearing, Felmet, Ferrell, Fletcher, Galifianakis, Garner, Godwin, Green, Greenwood, Griggs, Hamrick, Harding, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Holcombe, Jackson, Johnson, Jones, Jordan, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Story, Taylor, Thomas, Thornburg, Umstead, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, and Wooten—104.

Those voting in the negative are: None.

H. B. 1045, a bill to be entitled an act to incorporate the Town of Chadwick Acres, North Carolina, in Onslow County.

Passes its third reading by the following vote, as amended, and is ordered engrossed.

Those voting in the affirmative are: Representatives Andrews, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Everett, Fearing, Felmet, Ferrell, Fletcher, Galifianakis, Garner, Godwin, Green, Greenwood, Griggs, Hamrick, Harding, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Holcombe, Jackson, Johnson, Jones, Jordan, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Story, Taylor, Thomas, Thornburg, Umstead, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, and Wooten—104.

Those voting in the negative are: None.



H. B. 1049, a bill to be entitled an act authorizing the County of Cumberland to acquire, purchase, construct, improve, enlarge, extend, and equip properties relating to grain storage facilities of the county, to lease said properties to public or private interests and to issue revenue bonds therefor.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Andrews, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Everett, Fearing, Felmet, Ferrell, Fletcher, Galifianakis, Garner, Godwin, Green, Greenwood, Griggs, Hamrick, Harding, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Holcombe, Jackson, Johnson, Jones, Jordan, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Story, Taylor, Thomas, Thornburg, Umstead, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, and Wooten—104.

Those voting in the negative are: None.

H. B. 1052, a bill to be entitled an act authorizing the establishment of Glen Alpine Graded District in Burke County as a Recreation District and the levying of a recreation system tax.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Andrews, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Everett, Fearing, Felmet, Ferrell, Fletcher, Galifianakis, Garner, Godwin, Green, Greenwood, Griggs, Hamrick, Harding, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Holcombe, Jackson, Johnson, Jones, Jordan, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Story, Taylor, Thomas, Thornburg, Umstead, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, and Wooten—104.

Those voting in the negative are: None.

H. B. 1077, a bill to be entitled an act to amend Chapter 1281, Session Laws of 1957, the same being the Charter of the City of New Bern.



On motion of Representative Whitehurst consideration of the bill is postponed until Monday, June 12, 1961.

H. B. 1078, a bill to be entitled an act authorizing the counties of Northampton, Hertford and Bertie to establish an airport authority for the purpose of acquiring lands, constructing and operating a Tri-County Airport and vesting in said Authority all powers set out in Chapter 63 of the General Statutes of North Carolina.

Representative Jackson offers an amendment which is adopted.

Passes its third reading by the following vote, as amended, and is ordered engrossed.

Those voting in the affirmative are: Representatives Andrews, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Everett, Fearing, Felmet, Ferrell, Fletcher, Galifianakis, Garner, Godwin, Green, Greenwood, Griggs, Hamrick, Harding, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Holcombe, Jackson, Johnson, Jones, Jordan, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Story, Taylor, Thomas, Thornburg, Umstead, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, and Wooten—104.

Those voting in the negative are: None.

S. B. 222, a bill to be entitled an act to amend Chapter 279, Public-Local Laws of 1937, relating to the creation of school districts, the issuance of school building bonds and notes in behalf of school districts and special tax bond units and the levy of taxes within such districts and units for the payment of the principal and interest of such bonds and notes, by making additional provisions for the issuance of school building bonds and extending the application of said act to Robeson County.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Representatives Andrews, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Everett, Fearing, Felmet, Ferrell, Fletcher, Galifianakis, Garner, Godwin, Green, Greenwood, Griggs, Hamrick, Harding, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Holcombe, Jackson, Johnson, Jones, Jordan, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Story, Taylor, Thomas, Thornburg, Umstead, Vog-

ler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, and Wooten—104.

Those voting in the negative are: None.

S. B. 308, a bill to be entitled an act to amend Chapter 559, Public-Local Laws of 1935, relating to the issuance of school building bonds in behalf of school districts and special bond tax units and the levy of taxes within such districts and units for the payment of the principal and interest of such bonds by providing for the dissolution of school districts, the separation from and annexation to school districts, the consolidation of school districts, the enlargement of school districts, the authorization of school building bonds, and the validation of school districts heretofore created under said Chapter, to apply to Pitt County only.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Representatives Andrews, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Everett, Fearing, Felmet, Ferrell, Fletcher, Galifianakis, Garner, Godwin, Green, Greenwood, Griggs, Hamrick, Harding, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Holcombe, Jackson, Johnson, Jones, Jordan, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Story, Taylor, Thomas, Thornburg, Umstead, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, and Wooten—104.

Those voting in the negative are: None.

S. B. 355, a bill to be entitled an act validating the levying and assessing of all ad valorem taxes on real and personal property and polls subject to taxation by the City of Rocky Mount.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Representatives Andrews, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Everett, Fearing, Felmet, Ferrell, Fletcher, Galifianakis, Garner, Godwin, Green, Greenwood, Griggs, Hamrick, Harding, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Holcombe, Jackson, Johnson, Jones, Jordan, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Story, Taylor, Thomas, Thornburg, Umstead, Vog-



ler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northhampton, Woodard of Wilson, and Wooten—104.

Those voting in the negative are: None.

S. B. 374, a bill to be entitled an act relating to the lien on property for unpaid sewerage charges in the Town of Spindale.

Passes its third reading by the following vote, as amended, and is ordered returned to the Senate for concurrence in House Amendment.

Those voting in the affirmative are: Representatives Andrews, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Everett, Fearing, Felmet, Ferrell, Fletcher, Galifianakis, Garner, Godwin, Green, Greenwood, Griggs, Hamrick, Harding, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Holcombe, Jackson, Johnson, Jones, Jordan, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Story, Taylor, Thomas, Thornburg, Umstead, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northhampton, Woodard of Wilson, and Wooten—104.

Those voting in the negative are: None.

H. B. 1043, a bill to be entitled an act to revise and consolidate the Charter of the Town of Edenton in Chowan County.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Everett, Fearing, Felmet, Ferrell, Fletcher, Galifianakis, Garner, Godwin, Green, Greenwood, Griggs, Hamrick, Harding, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Holcombe, Jackson, Johnson, Jones, Jordan, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Story, Taylor, Thomas, Thornburg, Umstead, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northhampton, Woodard of Wilson, and Wooten—104.

Those voting in the negative are: None.



H. B. 1073, a bill to be entitled an act to amend General Statutes 153-152 so as to authorize the Martin County Board of Commissioners to levy a special tax for support of the poor of said County.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Everett, Fearing, Felmet, Ferrell, Fletcher, Galifianakis, Garner, Godwin, Green, Greenwood, Griggs, Hamrick, Harding, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Holcombe, Jackson, Johnson, Jones, Jordan, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Story, Taylor, Thomas, Thornburg, Umstead, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, and Wooten—104.

Those voting in the negative are: None.

H. B. 1074, a bill to be entitled an act to authorize a tax levy in Martin County for county building and repair purposes.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Everett, Fearing, Felmet, Ferrell, Fletcher, Galifianakis, Garner, Godwin, Green, Greenwood, Griggs, Hamrick, Harding, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Holcombe, Jackson, Johnson, Jones, Jordan, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Story, Taylor, Thomas, Thornburg, Umstead, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, and Wooten—104.

Those voting in the negative are: None.

H. B. 919, a bill to be entitled an act to amend Chapter 170, Public-Local Laws of 1937, as amended by Chapter 848 of the 1951 Session Laws, so as to clarify the special tax authorized in Guilford County for the support and maintenance of the poor and the County Welfare Department.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 975, a bill to be entitled an act to exempt the Gastonia Little Theatre, Incorporated, from ad valorem taxes of Gaston County and the City of Gastonia.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 979, a bill to be entitled an act to amend General Statutes 160-227.1 relative to municipal approval of subdivision plats, making the same applicable to Chowan County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 984, a bill to be entitled an act relating to the advertisement and sale of tax liens on real property in the Town of Gibsonville, North Carolina.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1002, a bill to be entitled an act to fix the fees of the justices of the peace in Moore County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1007, a bill to be entitled an act to regulate the fees to be received by justices of the peace in Columbus County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1010, a bill to be entitled an act to authorize the qualified voters of the Town of Sparta to determine whether alcoholic beverage control stores shall be established in said Town and to prescribe the method of operation and the disposition of the net profits thereof.

Representative Choate offers an amendment which is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 1015, a bill to be entitled an act to amend H. B. 417, ratified 26 May, 1961, so as to exclude Johnston County therefrom.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1017, a bill to be entitled an act relating to mileage allowance for Guilford County employees.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1018, a bill to be entitled an act to repeal Chapter 1154 of the Session Laws of 1951 relating to garbage collection and disposal in Guilford County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1019, a bill to be entitled an act to amend General Statutes 7-70 to authorize the Guilford County Board of County Commissioners to designate the place for holding terms of Superior Court in the High Point Division.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1020, a bill to be entitled an act relating to the constitution of a quorum at meetings of the Governing Board of the Town of Dunn.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1034, a bill to be entitled an act to allow the governing body of the City of Reidsville to establish by ordinance a retirement or pension fund for employees.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1035, a bill to be entitled an act to validate the municipal election of May 1, 1961, of the Town of Maxton in Robeson County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1036, a bill to be entitled an act to amend Chapter 314 of the Session Laws of North Carolina, 1953, relating to elections in the Town of Maxton.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1037, a bill to be entitled an act relating to provisions for collection of garbage in Dare County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1048, a bill to be entitled an act to authorize the Board of County Commissioners of Wilson County to fix the compensation for the Chairman and other members of the Board.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1055, a bill to be entitled an act to provide for staggered terms of office for the Board of Commissioners and compensation for Board of Commissioners and Mayor of the Town of Creedmoor in Granville County.

On motion of Representative Harris of Wake the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 1067, a bill to be entitled an act to fix the fees of the Clerk of Superior Court of Johnston County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1079, a bill to be entitled an act authorizing the County Board of Commissioners of Hertford County to set compensation for the members, the Chairman and the County Attorney.

On motion of Representative Harris of Wake the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.



H. B. 1090, a bill to be entitled an act to provide for an election upon the question of the establishment of a County Recorder's Court in Harnett County.

On motion of Representative Gregory of Harnett the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 1098, a bill to be entitled an act to fix the compensation of the County Commissioners of Anson County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1099, a bill to be entitled an act to amend Chapter 324, Session Laws of 1957, relating to recording maps and plats in Surry County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1106, a bill to be entitled an act to amend Chapter 1189, Session Laws of 1953, relating to the compensation of Commissioners of the Town of Ellerbe in Richmond County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1107, a bill to be entitled an act to fix the compensation of the members of the Rockingham City Board of Education.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1108, a bill to be entitled an act to amend Chapter 1235, Session Laws of 1959, relating to plats and subdivisions of land surveys so as to provide said Act shall not apply to Camden County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1111, a bill to be entitled an act to authorize the exemption from taxation of certain personal property stored in Nash County and Edgecombe County for shipment to foreign countries.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1113, a bill to be entitled an act to amend Chapter 433, Session Laws of 1955, relating to the compensation of the members of the Board of County Commissioners, the members of the Board of Education and the members of the Board of Health of Martin County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1117, a bill to be entitled an act to repeal Chapter 350, Session Laws of 1943, relating to the jurisdiction of criminal cases of the Recorder's Court of Franklin County over cases within original jurisdiction of a justice of the peace.

Passes its second and third readings and is ordered sent to the Senate.

S. B. 211, a bill to be entitled an act to amend Chapter 324, Session Laws of 1955, relating to the fees to be charged by the Sheriff and other Law Enforcement Officers of Wake County.

On motion of Representative Jordan the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered returned to the Senate for concurrence in House amendment.

S. B. 265, a bill to be entitled an act to fix the compensation of the members of the Board of County Commissioners of Davie County.

Passes its second and third readings and is ordered enrolled.

S. B. 333, a bill to be entitled an act relating to the appointment and terms of office of the City of Wilson Recreation Commission.

Passes its second and third readings and is ordered enrolled.

S. B. 367, a bill to be entitled an act to authorize the qualified voters of the Town of Hertford to determine whether or not alcoholic beverage control stores shall be established in said Town and to prescribe the disposition of the net profits thereof.

Passes its second and third readings and is ordered enrolled.

H. B. 745, a bill to be entitled an act adding a new Article to Chapter 153 of the General Statutes to authorize counties (singly or jointly with municipalities or other counties) and municipalities (jointly with counties or other municipalities) to acquire, lease, construct, reconstruct, extend, improve, maintain and operate any water system or sanitary sewerage system, within or without the boundaries of any such counties or municipalities, and to establish by mutual agreement joint agencies to exercise the powers conferred by such Article, and amending the County Finance Act to authorize the issuance of bonds by counties for the acquisition, construction, reconstruction, extension and improvement of water systems and sanitary sewerage systems either singly or jointly with other counties or municipalities.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Andrews, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Everett, Fearing, Felmet, Ferrell, Fletcher, Galifianakis, Garner, Godwin, Green, Greenwood, Griggs, Hamrick, Harding, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Holcombe, Jackson, Johnson, Jones, Jordan, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Story, Taylor, Thomas, Thornburg, Umstead, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst,



Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, and Wooten—104.

Those voting in the negative are: None.

H. B. 869, a bill to be entitled an act to amend Chapter 113, Section 174.7, General Statutes of North Carolina, to change the license tax on commercial fishing boats.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Andrews, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Everett, Fearing, Felmet, Ferrell, Fletcher, Galifianakis, Garner, Godwin, Green, Greenwood, Griggs, Hamrick, Harding, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Holcombe, Jackson, Johnson, Jones, Jordan, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Story, Taylor, Thomas, Thornburg, Umstead, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson and Wooten—104.

Those voting in the negative are: None.

S. B. 309, a bill to be entitled an act to amend Chapter 158 of the General Statutes to authorize the establishment of Economic Development Commissions, and to amend Chapter 153 to authorize the establishment of Regional Planning Commissions, by political subdivisions.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Representatives Andrews, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Everett, Fearing, Felmet, Ferrell, Fletcher, Galifianakis, Garner, Godwin, Green, Greenwood, Griggs, Hamrick, Harding, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Holcombe, Jackson, Johnson, Jones, Jordan, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Story, Taylor, Thomas, Thornburg, Umstead, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson and Wooten—104.

Those voting in the negative are: None.



H. B. 12, a bill to be entitled an act to authorize the issuance of six million, one hundred and eighty-nine thousand dollars of bonds of the State to provide for capital improvements for State institutions and agencies.

On motion of Representative Wicker the bill is re-committed to the Committee on Finance.

H. B. 13, a bill to be entitled an act to authorize the issuance of forty-seven million, five hundred and five thousand dollars of bonds of the State to provide for Capital improvements for State institutions and agencies subject to a vote of the qualified voters of the State.

On motion of Representative Wicker the bill is re-committed to the Committee on Finance.

H. B. 1068, a bill to be entitled an act to authorize elections for the enlargement of a city administrative unit in one county by the annexation of a district or other school area in another contiguous or adjoining county.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Everett, Fearing, Felmet, Ferrell, Fletcher, Galifianakis, Garner, Godwin, Green, Greenwood, Griggs, Hamrick, Harding, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Holcombe, Jackson, Johnson, Jones, Jordan, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Story, Taylor, Thomas, Thornburg, Umstead, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson and Wooten—104.

Those voting in the negative are: None.

H. B. 1084, a bill to be entitled an act to authorize elections on the question of whether or not school districts in one county shall be enlarged by annexing or consolidating school districts of other school areas from adjoining counties and whether or not there shall be levied and collected in the territory to be annexed or consolidated the same special or supplemental tax as is levied and collected in the district or districts in the other county.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Everett, Fearing, Felmet, Ferrell,

Fletcher, Galifianakis, Garner, Godwin, Green, Greenwood, Griggs, Hamrick, Harding, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Holcombe, Jackson, Johnson, Jones, Jordan, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Story, Taylor, Thomas, Thornburg, Umstead, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson and Wooten—104.

Those voting in the negative are: None.

S. B. 249, a bill to be entitled an act to provide for the licensing of private detectives in North Carolina.

On motion of Representative Crawford the committee amendment is adopted.

Passes its second reading by the following vote, as amended, and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Everett, Fearing, Felmet, Ferrell, Fletcher, Galifianakis, Garner, Godwin, Green, Greenwood, Griggs, Hamrick, Harding, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Holcombe, Jackson, Johnson, Jones, Jordan, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Story, Taylor, Thomas, Thornburg, Umstead, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson and Wooten—104.

Those voting in the negative are: None.

S. B. 297, a bill to be entitled an act to amend Chapter 1211 of the Session Laws of 1959 relating to taxes upon insurance companies.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Everett, Fearing, Felmet, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Harnett, Griggs, Hamrick, Hardy, Hargett, Hawfield, Henley, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jordan, Kemp, Kiser, Lane, Leatherman, Leatherwood,



Lloyd, Lupton, Martin, McFadyen, McMillan of Robeson, McMillan of Wake, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Ramsey, Randall, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Story, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Wicker, Williamson, Womble, Wood, Woodard of Northampton, and Wooten—93.

Those voting in the negative are: Representatives Andrews, Harris of Wake, Kennedy, Riggs, Taylor, Wilson, Woodard of Wilson, and Zollcoffer—8.

H. B. 817, a bill to be entitled an act to amend General Statutes 20-7(f) relating to the renewal of drivers' licenses.

The bill fails to pass its third reading.

H. B. 72, a bill to be entitled an act to permit a solicitor to argue for a death sentence in a capital case.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 289, a bill to be entitled an act to amend General Statutes 105-144 relating to the determination of gain or loss for income tax purposes.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 432, a bill to be entitled an act to amend General Statutes 105-141 to provide income tax exemption for benefits paid under all workmen's compensation acts and similar acts.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 752, a bill to be entitled an act to provide for the transfer of trust assets into another trust for the same purpose and beneficiaries.

On motion of Representative Potts the committee amendments are adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 753, a bill to be entitled an act to amend General Statutes 33-71 with regard to powers of custodians under the Uniform Gifts to Minors Act.

On motion of Representative Potts the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 820, a bill to be entitled an act to amend General Statutes 146-24(c) relating to the exercise of the power of eminent domain by the Department of Administration.

On motion of Representative Leatherwood consideration of the bill is postponed until Monday night, June 12, 1961.



H. B. 899, a bill to be entitled an act to rewrite Article 31, Chapter 115, North Carolina General Statutes relating to licensing private business, trade and correspondence schools.

On motion of Representative Henley the committee amendment is adopted.

Passes its second reading by the following vote, as amended, and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Everett, Fearing, Felmet, Ferrell, Fletcher, Galifianakis, Garner, Godwin, Green, Greenwood, Griggs, Hamrick, Harding, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Holcombe, Jackson, Johnson, Jones, Jordan, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Story, Taylor, Thomas, Thornburg, Umstead, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, and Wooten—104.

Those voting in the negative are: None.

H. B. 917, a bill to be entitled an act to prohibit the sale of contaminated feed to livestock and poultry.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 934, a bill to be entitled an act to provide for payment of Attorney's fees incurred by State employees in defending suits arising from activities of such employees in the course and scope of their employment for the State.

On motion of Representative Felmet the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 959, a bill to be entitled an act to prohibit the cutting, digging, removal, transportation, or sale within this State for any purpose of Christmas trees, evergreen boughs, or other trees, shrubs or native plants, without a bill of sale from the owner of the land on which the same are grown or other proof of ownership, and to provide a penalty for violations of this Act.

Representative Belk offers an amendment which fails of adoption.

Representative Andrews moves the bill lie upon the table. The motion fails.

Representative Braswell offers an amendment.

On motion of Representative Courtney consideration of the bill is postponed until Monday, June 12, 1961.

H. B. 1023, a bill to be entitled an act relating to the compulsory inspection of poultry and poultry products.

On motion of Representative Woodard of Northampton consideration of the bill is postponed until Tuesday, June 13, 1961.

S. B. 255, a bill to be entitled an act to amend General Statutes 106-96, General Statutes 106-99.1 and General Statutes 106-100, relating to commercial feeding stuffs.

On motion of Representative Woodard of Northampton consideration of the bill is postponed until Tuesday, June 13, 1961.

S. B. 336, a bill to be entitled an act providing for the perpetual preservation of the Legislative Chambers in the present Capitol Building and to provide for the future use and custodial care thereof.

Passes its second and third readings and is ordered enrolled.

On motion of Representative Speed the vote by which H. B. 1117, entitled "a bill to be entitled an act to repeal Chapter 350, Session Laws of 1943, relating to the jurisdiction of criminal cases of the Recorder's Court of Franklin County over cases within original jurisdiction of a justice of the peace," passed its third reading is reconsidered.

On motion of Representative Speed the vote by which it passed its second reading is reconsidered and the bill is re-referred to the Committee on Judiciary No. 1.

#### ENROLLED BILLS

Representative Britt, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 144. An Act to amend General Statutes 153-9, relating to powers of the Board of County Commissioners, so as to include Cherokee County.

S. B. 145. An Act to amend General Statutes 153-48.5 relating to county officials and employees so as to include Cherokee County.

S. B. 350. An Act to authorize the Board of County Commissioners of Rutherford County to appropriate non-tax revenues for soil conservation purposes.

S. B. 365. An Act to amend General Statutes 153-246 relating to joint administrative functions of contiguous counties and municipalities in Edgecombe and Nash Counties.

S. B. 377. An Act amending General Statutes 105-422 so as to make its provisions applicable to Carteret County and its political subdivisions.

S. B. 378. An Act relating to the compensation of the Board of County Commissioners of Wayne County.

H. B. 215. An Act to make it lawful to take foxes and wildcats in Graham County at any time, and to provide for payment of bounties for the scalps of such animals.

H. B. 595. An Act to amend General Statutes 7-70 relating to the terms of Superior Court of Forsyth County.

H. B. 722. An Act to validate and confirm certain official acts performed by certain persons as deputy clerks and assistant clerks of the Superior Court of Mecklenburg County.

H. B. 740. An Act to amend General Statutes 9-25 so as to fix the terms of grand jurors of Yadkin County and to provide for their appointment.

H. B. 743. An Act to amend Chapter 212, Session Laws of 1959, relating to the authorization of the counties to call elections on the question of levying taxes for industrial development purposes, so as to provide the same as amended herein shall apply to Person County.

H. B. 793. An Act to amend General Statutes 7-70 relating to the terms of Superior Court to be held in Polk County.

H. B. 799. An Act to amend Chapter 46, Public-Local Laws of 1917, relating to the County Depository of Robeson County.

H. B. 868. An Act directing the Board of County Commissioners of Yancey County to turn certain delinquent taxes into the General Fund and Debt Service Fund of said county.

H. B. 884. An Act to amend General Statutes 153-9.35½ so as to provide that the Board of Commissioners of Wilkes County shall be empowered to promote farm soil conservation work.

H. B. 894. An Act to amend Chapter 652, Session Laws of 1949, relating to the nomination and election of members of the Currituck County Board of Commissioners so as to provide that the district candidates shall be elected by a vote of the people of the county as a whole.

H. B. 898. An Act to amend the Charter of the City of Greensboro, Chapter 37, Private Laws of 1923, as revised and amended by Chapter 1137, Session Laws of 1959.

H. B. 904. An Act to authorize the governing body of the Town of Wallace to sell certain surplus real property.

H. B. 907. An Act to amend General Statutes 7-70 so as to add a December Civil Term to the Superior Court schedule in Vance County for the years 1961 and 1962.

H. B. 912. An Act to provide clerical assistance for the Clerk of the Superior Court and the County Accountant of Yancey County.

H. B. 914. An Act to amend General Statutes 152-10.1 relating to the removal and disposal of trash, garbage and other refuse in rural areas by making the same applicable to Stokes County.



H. B. 921. An Act amending General Statutes 160-68 so as to provide for eight library trustees in the City of High Point.

H. B. 960. An Act to amend Article 6A of Chapter 153 relating to the powers of the Board of County Commissioners to fix salaries of county employees so as to include Martin County.

H. B. 963. An Act to provide for the obtaining of building permits in Beaufort County.

H. B. 996. An Act to provide for the transfer of criminal cases from the Recorder's Court of the Town of Mount Olive to the Superior Court of Wayne County when trial by jury is demanded.

H. B. 1013. An Act to amend Chapter 200 of the Private Laws of North Carolina, Session of 1935, relating to the election of trustees of the Newton-Conover City Administrative Unit.

H. B. 1126. An Act to appoint Ralph Hodges, Jr. to fill the unexpired term of Ralph Hodges, Sr. on the Beaufort County Board of Education.

On motion of Representative McLaughlin, duly seconded, the House adjourns to meet tomorrow at 10 o'clock A. M.

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## ONE HUNDRED SIXTH DAY

HOUSE OF REPRESENTATIVES

Saturday, June 10, 1961

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hunt.

Prayer is offered by the Reverend Alphonso Jordon, House Chaplain.

Representative Womble, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

Mr. Speaker Hunt makes the following from Guilford County honorary pages of the House of Representatives: Gene, Fred, John, and Joe Montgomery.

Representative Harris of Wake announces the 70th birthday of Assistant Reading Clerk, Mr. Carl Goerch, and comments on the outstanding personality of Mr. Goerch and the warm friendship existing between Reading Clerk Goerch and the House members.

## ENGROSSED BILLS

Representative Thomas, for the Committee on Engrossed Bills, reports the following bills and resolutions have been carefully considered, found properly engrossed, and asks that they be sent to the Senate.

It is so ordered.

H. B. 752, a bill to be entitled an act to provide for the transfer of trust assets into another trust for the same purpose and beneficiaries.

H. B. 753, a bill to be entitled an act to amend General Statutes 33-71 with regard to powers of custodians under the Uniform Gifts to Minors Act.

H. B. 934, a bill to be entitled an act to provide for payment of attorney's fees incurred by State employees in defending suits arising from activities of such employees in the course and scope of their employment for the State.

H. B. 1010, a bill to be entitled an act to authorize the qualified voters of the Town of Sparta to determine whether alcoholic beverage control stores shall be established in said Town and to prescribe the method of operation and the disposition of the net profits thereof.

H. B. 1055, a bill to be entitled an act to provide for staggered terms of office for the Board of Commissioners and compensation for Board of Commissioners and Mayor of the Town of Creedmoor in Granville County.

H. B. 1079, a bill to be entitled an act authorizing the County Board of Commissioners of Hertford County to set compensation for the members, the Chairman and the County Attorney.

H. B. 1045, a bill to be entitled an act to incorporate the Town of Chadwick Acres, North Carolina in Onslow County.

H. B. 1078, a bill to be entitled an act authorizing the counties of Northampton, Hertford and Bertie to establish an airport authority for the purpose of acquiring lands, constructing and operating a tri-county airport and vesting in said authority all powers set out in Chapter 63 of the General Statutes of North Carolina.

H. B. 1090, a bill to be entitled an act to provide for an election upon the question of the establishment of a county recorder's court in Harnett County.

## REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Representative Harris of Wake, for the Committee on Local Government.

H. B. 1083, a bill to be entitled an act to fix the compensation of the members of the Board of County Commissioners and the Board of Education of Gates County.

With a favorable report.

H. B. 1089, a bill to be entitled an act to establish the corporate limits of the Town of Creedmoor in Granville County.

With a favorable report.

H. B. 1095, a bill to be entitled an act relating to the compensation of the Judge of the Juvenile Court of Vance County.

With a favorable report.

H. B. 1096, a bill to be entitled an act to amend General Statutes 14-335 so as to change the punishment for public drunkenness in Anson County.

With a favorable report.

H. B. 1100, a bill to be entitled an act to amend Chapter 144 of the Public-Local Laws of 1937, as amended, relating to the Civil Service Act of the City of High Point.

With a favorable report.

H. B. 1112, a bill to be entitled an act to amend Chapter 1209, Session Laws of 1955 providing that persons charged with certain motor vehicle violations in Franklin County may waive appearance and tender plea of guilty, by naming the chief of police as an officer authorized to accept waiver.

With a favorable report.

H. B. 1115, a bill to be entitled an act to amend Chapter 1928, Session Laws of 1957, being the Charter of the Town of Mayodan and amending certain requirements for the enactment of ordinances.

With a favorable report.

H. B. 1116, a bill to be entitled an act to amend Chapter 1142 of the Session Laws of 1959 relating to the Franklin County Peace Officers' Relief Association.

With a favorable report.

H. B. 1130, a bill to be entitled an act to revise and consolidate the Charter of the Town of Louisburg in Franklin County.

With a favorable report.

H. B. 1139, a bill to be entitled an act to amend General Statutes 160-227.1 so as to provide that the provisions of Chapter 160, Article 18, Part 3A of the General Statutes shall be applicable to Lenoir County.

With a favorable report.



H. B. 1148, a bill to be entitled an act to increase the corporate limits of the Town of Princeton.

With a favorable report.

H. B. 1150, a bill to be entitled an act to amend Section 6 of Chapter 219, Private Laws of 1911, as rewritten by Chapter 56 of the Session Laws of 1959, relating to the filling of vacancies on the Board of Commissioners of the Town of Smithfield, North Carolina.

With a favorable report.

S. B. 382, a bill to be entitled an act to amend General Statutes 105-334 relating to the listing and assessing of all real and personal property and polls subject to taxation by cities and towns situated in two or more counties.

With a favorable report.

S. B. 397, a bill to be entitled an act to amend Article 36 of Chapter 160 of the General Statutes relative to extension of corporate limits so as to make the same applicable to Iredell County.

With a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representative Whitehurst:

H. B. 1167, a bill to be entitled an act to amend General Statutes 106-266.6, 106-266.8, and 106-266.9 to authorize the use of certified mail instead of registered mail and otherwise clarifying the Milk Commission Law.

Referred to Committee on Judiciary No. 1.

By Representative Bell:

H. B. 1168, a bill to be entitled an act to provide for a Curator to work in the State Museum of Natural History and the Wade Hampton Museum.

Referred to Committee on Appropriations.

By Representative Wooten:

H. B. 1169, a bill to be entitled an act to extend the corporate limits of the Town of Ayden in Pitt County.

On motion of Representative Wooten the rules are suspended.

Passed first reading.

On motion of Representative Wooten the bill is placed on the Calendar for consideration Monday, June 12, 1961.

## MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 78, a bill to be entitled an act to amend and supplement "The Revenue Act", being Subchapter I of Chapter 105 of the General Statutes and Article 4 of Chapter 18 of the General Statutes, by removing certain exemptions from the retail sales and use tax, by adjusting the rate at which the sale or use of certain property shall be taxed and by adding an additional tax of two per cent upon the sales of spirituous liquors.

Passes first reading and placed on Calendar for consideration for Monday Night, June 12, 1961.

S. B. 230, a bill to be entitled an act to amend General Statutes 18-39 relating to the location of liquor stores.

Referred to Committee on Propositions and Grievances.

S. B. 237, a bill to be entitled an act to amend Chapter 30 of the General Statutes relating to surviving spouses.

Referred to Committee on Judiciary No. 1.

S. B. 276, a bill to be entitled an act to prohibit the State Prison Department from using unguarded male prison labor in State buildings where women are housed or employed or in State buildings where women frequent and use said buildings for business purposes.

Referred to Committee on State Government.

S. B. 389, a bill to be entitled an act to amend Chapter 22, Session Laws of 1951, relating to the compensation of the Mayor and members of the City Council of the City of Durham.

Referred to Committee on Local Government.

S. B. 406, a bill to be entitled an act to redefine the corporate limits of the City of Laurinburg, and to provide for the regulation of parks, streets, and subdivisions within one mile of the corporate limits.

Referred to Committee on Local Government.

S. B. 412, a bill to be entitled an act to appoint Robert Stiles a member of the Board of Education of Cherokee County to replace Allen Brendle, resigned.

Referred to Committee on Education.

S. B. 416, a bill to be entitled an act to allow the Board of Commissioners of the City of Albemarle to establish by ordinance a retirement or pension fund for the employees of the City of Albemarle.

Referred to Committee on Local Government.

S. B. 417, a bill to be entitled an act to authorize the Secretary of State to cancel the certificate of incorporation of a housing authority previously

issued upon petition and resolution of the Town Council and members of the housing authority where no indebtedness has been incurred or property acquired.

Referred to Committee on Judiciary No. 1.

S. B. 423, a bill to be entitled an act to set the salaries of certain officials of the City of Charlotte and Mecklenburg County.

Referred to Committee on Counties, Cities and Towns.

S. B. 430, a bill to be entitled an act to amend General Statutes 128-16 relating to removal of certain persons from office.

Referred to Committee on Judiciary No. 2.

S. B. 435, a bill to be entitled an act to amend General Statutes 7-70 relating to the terms of Superior Court to be held in Lee County.

Referred to Committee on Courts and Judicial Districts.

S. B. 438, a bill to be entitled an act to amend Chapter 697, Session Laws 1951, as amended by Chapter 993, Session Laws 1953, relating to providing a supplement to the retirement allowances of certain employees of the City of Durham and County of Durham.

Referred to Committee on Local Government.

S. B. 439, a bill to be entitled an act to allow the City of Durham to release any interest it and the public generally may have in certain lands for the purpose of permitting Homeland Investment Company, Incorporated, to cross overhead a part of Corcoran Street for private purposes.

Referred to Committee on Judiciary No. 2.

S. B. 440, a bill to be entitled an act to permit uniformed firemen to direct traffic and enforce motor vehicle laws and ordinances at the scene of fires.

Referred to Committee on Judiciary No. 2. .

S. B. 442, a bill to be entitled an act creating districts for the nomination and election of the Alamance County Board of Education in a non-partisan primary and election and fixing the terms of such Board.

Referred to Committee on Counties, Cities and Towns.

S. B. 443, a bill to be entitled an act authorizing and empowering the City Council of the City of Salisbury to open, widen and extend streets within said City and setting forth the procedures therefor, including the procedure for acquiring land necessary for the purpose of widening, extending, or opening any street within the said City.

Referred to Committee on Counties, Cities and Towns.

S. B. 447, a bill to be entitled an act to validate the acts of Earl Mason, a Justice of the Peace in Carteret County, between March 11, 1959 and May 3, 1960.

Referred to Committee on Justices of the Peace.



S. R. 449, a joint resolution of the General Assembly of North Carolina concerning the establishment of certain minimum federal benefit and financing standards relating to unemployment insurance for the various states.

Referred to Committee on Employment Security.

S. B. 450, a bill to be entitled an act relating to the compensation of certain officials of Halifax County.

Referred to Committee on Salaries and Fees.

Senate Committee Substitute for H. B. 685, a bill to be entitled an act to amend Article 51 of Chapter 14 of the General Statutes relating to the protection of athletic contests.

On motion of Representative Hines the Senate substitute bill is adopted.

Referred to Committee on Judiciary No. 2.

H. B. 726, a bill to be entitled an act concerning the exercise of the power of eminent domain in connection with small watershed programs in Wake County.

Returned for concurrence.

On motion of Representative Wooten the House concurs in the Senate amendment and the bill is ordered enrolled.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 985, a bill to be entitled an act to amend Section 4, Chapter 779, Session Laws of 1959.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 995, a bill to be entitled an act relative to the assessed valuation of certain property in Columbus County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1006, a bill to be entitled an act relating to the appointment of court reporters for McDowell and Polk Counties.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1016, a bill to be entitled an act to amend Chapter 1397 of the 1957 Session Laws relating to substitute judges of the Guilford County Domestic Relations Court.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1046, a bill to be entitled an act to amend General Statutes 7-104 by authorizing additional substitute judges in Mecklenburg County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1075, a bill to be entitled an act to amend General Statutes 7-70 relating to terms of Court in Randolph County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1109, a bill to be entitled an act relating to the terms of court in Onslow County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1110, a bill to be entitled an act relating to the terms of court in Edgecombe County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1114, a bill to be entitled an act to amend General Statutes 9-25 so as to provide the manner of drawing the grand jurors in Rutherford County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1134, a bill to be entitled an act to amend Chapter 389, Session Laws of 1959, relating to the compensation of the Judge and Solicitor of the Richmond County Special Court and the Judge and Solicitor of the Hamlet District Recorder's Court.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1135, a bill to be entitled an act to amend General Statutes 160-227.1 so as to provide that the provisions of Chapter 160, Article 18, Part 3A of the General Statutes shall be applicable to Richmond County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1137, a bill to be entitled an act to provide for a jury in the Recorder's Court of Bladen County and to regulate the drawing of same, when one is demanded.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1145, a bill to be entitled an act to amend Chapter 1071, Session Laws of 1953, as amended by Chapter 857, Session Laws of 1957, authorizing and empowering the Board of Commissioners of Forsyth County to adopt regulations relating to the government thereof, so as to authorize the Board of Commissioners of Forsyth County to adopt regulations relating to the discharge of firearms in Forsyth County outside of the municipalities therein.

Passes its second and third readings and is ordered sent to the Senate.

On motion of Representative Rodenbough, duly seconded, the House adjourns to meet Monday night at 8 o'clock.

**ONE HUNDRED SEVENTH DAY**

HOUSE OF REPRESENTATIVES

Monday Night, June 12, 1961

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hunt.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Jones, for the Committee on the Journal, reports that the Journal of Saturday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Gregory of Harnett, Jimmie Bruton of Harnett County is made an honorary page of the House.

On motion of Representative Calder, Thomas Meares Woodbury and Richard Langdon Woodbury of New Hanover County, are made honorary pages of the House of Representatives.

On motion of Representative Barbee, Tim Valentine, a former member from Nash County, is extended the courtesies of the floor.

On motion of Representative Harris, S. B. 211, entitled "a bill to be entitled an act to amend Chapter 324, Session Laws of 1955, relating to the fees to be charged by the Sheriff and other law enforcement officers of Wake County", is recalled from the Senate.

On motion of Representative Kemp, S. B. 353, entitled "a bill to be entitled an act to divide North Carolina into Eleven Congressional Districts", is taken from the Calendar for Tuesday, June 13, 1961 and placed as a Special Order for Wednesday, June 14, 1961.

**INTRODUCTION OF BILLS AND RESOLUTIONS**

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representative Everett, Sermons and Wooten:

H. R. 1170, a joint resolution commending the East Carolina College Baseball Team upon winning the National Association of Intercollegiate Athletics Baseball Championship.

On motion of Representative Everett the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representative Satterfield and Lloyd:



H. R. 1171, a joint resolution creating a Commission to study and report recommended legislation for the protection of the public in the field of installment sales of real and personal property.

Referred to Committee on Judiciary No. 1.

By Representative Davis of Rowan and Harriss of Rowan:

H. B. 1172, a bill to be entitled an act to authorize the Mayor and Board of Aldermen of the Town of Spencer to convey, without cost, to Rowan County certain property.

On motion of Representative Davis of Rowan the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representative Whitehurst:

H. B. 1173, a bill to be entitled an act to validate the official acts of William Matthew Smith and John R. Pate, Justices of the Peace in New Bern in Craven County.

On motion of Representative Whitehurst the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representatives Womble, Harris of Wake, and McMillan of Wake:

H. B. 1174, a bill to be entitled an act to amend Chapter 535 of the Public-Local Laws of 1937 relating to the Bureau of Identification of Wake County.

On motion of Representative Womble the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representative Sermons:

H. B. 1175, a bill to be entitled an act to amend General Statutes 18-45 relating to the powers and duties of the Beaufort County Alcoholic Beverage Control Board.

On motion of Representative Sermons the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representative Jones:

H. B. 1176, a bill to be entitled an act authorizing the Board of County Commissioners of Ashe County to levy a special tax for the construction of a county office building to house the welfare department and other county offices and agencies.

Referred to Committee on Finance.

By Representative Dolley:

H. B. 1177, a bill to be entitled an act to appropriate funds for visually handicapped students in North Carolina.

Referred to Committee on Appropriations.

And,

H. B. 1178, a bill to be entitled an act to amend Chapter 20 of the General Statutes of North Carolina to provide for scientific tests for intoxication in criminal cases involving drunken driving.

Referred to Committee on Judiciary No. 1.

By Representative Taylor, by request:

H. B. 1179, a bill to be entitled an act to amend Chapter 89 of the General Statutes, relating to corporate or partnership practice of engineering.

Referred to Committee on Judiciary No. 1.

By Representatives Harris of Wake, McMillan of Wake and Womble:

H. B. 1180, a bill to be entitled an act to amend Chapter 206 of the Session Laws of 1961 relating to the establishment and operation of a County Library in Wake County and the authorization to establish library branches within incorporated cities of Wake County.

On motion of Representative Harris of Wake the rules are suspended and the bill is placed on the Calendar for June 13, 1961.

By Representative Zollicoffer:

H. B. 1181, a bill to be entitled an act to amend General Statutes 7-70 relating to the availability for assignment of judges in certain districts.

Referred to Committee on Courts and Judicial Districts.

By Representative Pickard:

H. B. 1182, a bill to be entitled an act to amend Chapter 128, Session Laws of 1941, by revoking Section 2 thereof which denied the Sheriff of Alamance County the right to name his chief deputy.

Referred to Committee on Judiciary No. 2.

And,

H. B. 1183, a bill to be entitled an act amending Chapter 674, Session Laws of 1955, so as to remove Alamance County from the list of counties to which the provisions of said Act amending General Statutes 14-414 relating to the sale, possession, and use of explosive caps designed to be fired in toy cap pistols, do not apply.

Referred to Committee on Judiciary No. 2.

By Representative Davis of Lenoir:

H. B. 1184, a bill to be entitled an act to provide for an election in the City of Kinston and the Kinston School District on the question of levying an ad valorem tax for the operation of a bus system.

Referred to Committee on Finance.

By Representative Gregory of Harnett:

H. B. 1185, a bill to be entitled an act to incorporate the Town of Bunn Level in Harnett County, North Carolina.

Referred to Committee on Counties, Cities and Towns.

By Representative Crawford:

H. B. 1186, a bill to be entitled an act to provide for the examination of journeyman plumbers in Buncombe County.

Referred to Committee on Judiciary No. 2.

By Representative Lloyd:

H. B. 1187, a bill to be entitled an act relating to salaries of employees of the Graham County Public Welfare Department.

On motion of Representative Lloyd the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representatives Quinn and Boger:

H. B. 1188, a bill to be entitled an act to amend General Statutes 105-37.1 relating to amusement license taxes, insofar as the same is applicable to Cabarrus County.

Referred to Committee on Finance.

By Representative Woodard of Wilson:



H. B. 1189, a bill to be entitled an act to provide a deficiency appropriation for the Agricultural and Technical College at Greensboro for the fiscal year 1960-61.

Referred to Committee on Appropriations.

MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 419, a bill to be entitled an act to authorize the County of Randolph to establish and operate a County Library system and to authorize the participation in this system of municipal or other public libraries in Randolph County.

Referred to Committee on Judiciary No. 1.

S. B. 437, a bill to be entitled an act to revise and reorganize the Charter of the City of Reidsville in Rockingham County.

Referred to Committee on Counties, Cities and Towns.

S. R. 476, a joint resolution congratulating East Carolina College.

On motion of Representative Sermons, consideration of the bill is postponed indefinitely.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER

Monday, June 12, 1961

*Mr. Speaker:*

Pursuant to your request we are returning herewith S. B. 211, entitled "a bill to be entitled an act to amend Chapter 324, Session Laws of 1955, relating to the fees to be charged by the Sheriff and other Law Enforcement Officers of Wake County" for further consideration by your Honorable Body.

Respectfully

S. RAY BYERLY,  
*Principal Clerk*

On motion of Representative Harris of Wake, the vote by which the bill passed its second and third readings is reconsidered and the bill is re-committed to the Committee on Local Government.

On motion of Representative Wicker, H. B. 1176, "a bill to be entitled an act authorizing the Board of County Commissioners of Ashe County to levy a special tax for the construction of a county office building to house the Welfare Department and other county offices and agencies", is withdrawn from the Committee on Finance and placed on the Calendar for Tuesday, June 13, 1961.

On motion of Representative Quinn, H. B. 1188, "a bill to be entitled an act to amend General Statutes 105-37.1 relating to amusement license taxes, insofar as the same is applicable to Cabarrus County", is withdrawn from the Committee on Finance and placed on the Calendar for Tuesday, June 13, 1961.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed as follows:

H. B. 1043, a bill to be entitled an act to revise and consolidate the Charter of the Town of Edenton in Chowan County.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efrd, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—114.

Those voting in the negative are: None.

H. B. 1073, a bill to be entitled an act to amend General Statutes 153-152 so as to authorize the Martin County Board of Commissioners to levy a special tax for support of the poor of said County.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efrd, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of

Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—114.

Those voting in the negative are: None.

H. B. 1074, a bill to be entitled an act to authorize a tax levy in Martin County for county building and repair purposes.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efrid, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lup-ton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—114.

Those voting in the negative are: None.

H. B. 1077, a bill to be entitled an act to amend Chapter 1281, Session Laws of 1957, the same being the Charter of the City of New Bern.

Representative Whitehurst offers an amendment which is adopted.

Passes its third reading by the following vote, as amended, and is ordered engrossed.

Those voting in the affirmative are: Representatives Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efrid, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lup-ton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer,



Peel, Phelps, Pickard, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—114.

Those voting in the negative are: None.

S. B. 352, a bill to be entitled an act to consolidate and transfer all authority, control and administration of the public schools of Lee County to the Sanford-Lee County Board of Education, to authorize the levy of a supplemental school tax not in excess of twenty cents on the one hundred dollars valuation, and to provide for a referendum to determine whether or not this act shall be effective.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Representatives Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—114.

Those voting in the negative are: None.

H. B. 1089, a bill to be entitled an act to establish the corporate limits of the Town of Creedmoor in Granville County.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of

Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—114.

Those voting in the negative are: None.

H. B. 1130, a bill to be entitled an act to revise and consolidate the Charter of the Town of Louisburg in Franklin County.

Representative Speed offers an amendment which is adopted.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—114.

Those voting in the negative are: None.

H. B. 1141, a bill to be entitled an act to extend the corporate limits of the Town of Weldon, subject to a referendum election.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer,



Peel, Phelps, Pickard, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—114.

Those voting in the negative are: None.

H. B. 1148, a bill to be entitled an act to increase the corporate limits of the Town of Princeton.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lup-ton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—114.

Those voting in the negative are: None.

H. B. 1169, a bill to be entitled an act to extend the corporate limits of the Town of Ayden in Pitt County.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lup-ton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor,



Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—114.

Those voting in the negative are: None.

S. B. 382, a bill to be entitled an act to amend General Statutes 105-334 relating to the listing and assessing of all real and personal property and polls subject to taxation by cities and towns situated in two or more counties.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efrd, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—114.

Those voting in the negative are: None.

S. B. 397, a bill to be entitled an act to amend Article 36 of Chapter 160 of the General Statutes relative to extension of corporate limits so as to make the same applicable to Iredell County.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efrd, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough,

Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—114.

Those voting in the negative are: None.

H. B. 1066, a bill to be entitled an act to create a law enforcement officers relief fund for the Moore County Law Enforcement Officers Association.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1083, a bill to be entitled an act to fix the compensation of the members of the Board of County Commissioners and the Board of Education of Gates County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1095, a bill to be entitled an act relating to the compensation of the Judge of the Juvenile Court of Vance County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1096, a bill to be entitled an act to amend General Statutes 14-335 so as to change the punishment for public drunkenness in Anson County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1100, a bill to be entitled an act to amend Chapter 144 of the Public-Local Laws of 1937, as amended, relating to the Civil Service Act of the City of High Point.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1112, a bill to be entitled an act to amend Chapter 1209, Session Laws of 1955, providing that persons charged with certain motor vehicle violations in Franklin County may waive appearance and tender plea of guilty, by naming the chief of police as an officer authorized to accept waiver.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1115, a bill to be entitled an act to amend Chapter 1298, Session Laws of 1957, being the Charter of the Town of Mayodan and amending certain requirements for the enactment of ordinances.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1116, a bill to be entitled an act to amend Chapter 1142 of the Session Laws of 1959 relating to the Franklin County Peace Officers' Relief Association.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1139, a bill to be entitled an act to amend General Statutes 160-227.1 so as to provide that the provisions of Chapter 160, Article 18, Part 3A, of the General Statutes shall be applicable to Lenoir County.



Passes its second and third readings and is ordered sent to the Senate.

H. B. 1150, a bill to be entitled an act to amend Section 6 of Chapter 219, Private Laws of 1911, as rewritten by Chapter 56 of the Session Laws of 1959, relating to the filling of vacancies on the Board of Commissioners of the Town of Smithfield, North Carolina.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 899, a bill to be entitled an act to rewrite Article 31, Chapter 115, North Carolina General Statutes relating to licensing private business, trade and correspondence schools.

Passes its third reading by the following vote, as amended, and is ordered engrossed.

Those voting in the affirmative are: Representatives Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifanakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—114.

Those voting in the negative are: None.

H. B. 1068, a bill to be entitled an act to authorize elections for the enlargement of a city administrative unit in one county by the annexation of a district or other school area in another contiguous or adjoining county.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifanakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough,



Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—114.

Those voting in the negative are: None.

H. B. 1084, a bill to be entitled an act to authorize elections on the question of whether or not school districts in one county shall be enlarged by annexing or consolidating school districts or other school areas from adjoining counties and whether or not there shall be levied and collected in the territory to be annexed or consolidated the same special or supplemental tax as is levied and collected in the district or districts in the other county.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—114.

Those voting in the negative are: None.

S. B. 249, a bill to be entitled an act to provide for the licensing of private detectives in North Carolina.

Passes its third reading by the following vote and is ordered returned to the Senate for concurrence in House amendment.

Those voting in the affirmative are: Representatives Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of

Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—114.

Those voting in the negative are: None.

S. B. 297, a bill to be entitled an act to amend Chapter 1211 of the Session Laws of 1959 relating to taxes upon insurance companies.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Representatives Arledge, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efrd, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wood, Woodard of Northampton, Woodard of Wilson, and Wooten—108.

Those voting in the negative are: Representatives Andrews, Harris of Wake, Kennedy, Riggs, Taylor, Wilson, and Zollicoffer—7.

H. B. 175, a bill to be entitled an act to amend and supplement "The Revenue Act", being Subchapter I of Chapter 105 of the General Statutes and Article 4 of Chapter 18 of the General Statutes, by removing certain exemptions from the retail sales and use tax, by adjusting the rate at which the sale or use of certain property shall be taxed and by adding an additional tax of two per cent upon the sale of spirituous liquors.

On motion of Representative Wicker, the bill is placed as a Special Order for Tuesday, June 13, 1961.

S. B. 78, a bill to be entitled an act to amend and supplement "The Revenue Act", being Subchapter I of Chapter 105 of the General Statutes and Article 4 of Chapter 18 of the General Statutes, by removing certain exemptions from the retail sales and use tax, by adjusting the rate at which the sale or use of certain property shall be taxed and by adding an additional tax of two per cent upon the sale of spirituous liquors.

On motion of Representative Wicker, the bill is placed as a Special Order for Tuesday, June 13, 1961.



H. B. 977, a bill to be entitled an act to amend Chapter 212 of the Session Laws of 1959 relating to the authority of certain counties of the State to call elections on the question of levying taxes for industrial development purposes.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten and Zollicoffer—114.

Those voting in the negative are: None.

H. B. 711, a bill to be entitled an act to amend Section 3, Article V, and Section 5, Article V, of the Constitution of North Carolina relative to the power of the General Assembly to exempt and to classify property for ad valorem tax purposes.

On motion of Representative Zollicoffer, consideration of the bill is postponed until Tuesday, June 13, 1961.

H. B. 326, a bill to be entitled an act to amend the definition of conviction for purposes of the driver's license law.

The bill fails to pass second reading.

H. B. 785, a bill to be entitled an act to require county and city boards of education to defend in good faith tort claims in excess of \$1,000.00 based on alleged negligence of drivers of public school busses, and to make the Tort Claim Act applicable to school transportation service vehicles.

On motion of Representative Henley, the Committee Amendment is adopted. Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 820, a bill to be entitled an act to amend General Statutes 146-24(c) relating to the exercise of the power of eminent domain by the Department of Administration.

The bill fails to pass its second reading.



H. B. 891, a bill to be entitled an act to continue transportation of public school pupils when the corporate limits of a municipality are extended.

Passes its second and third readings and is ordered sent to the Senate.

H. R. 935, a joint resolution expressing State policy regarding allotment of Federal funds received for general support of public school operations.

On motion of Representative Henley, the Committee amendment is adopted.

Passes its second and third readings, as amended, and is engrossed and sent to the Senate.

H. B. 959, a bill to be entitled an act to prohibit the cutting, digging, removal, transportation, or sale within this State for any purpose of Christmas trees, evergreen boughs, or other trees, shrubs or native plants, without a bill of sale from the owner of the land on which the same are grown or other proof of ownership, and to provide a penalty for violations of this Act.

Representative Braswell offers an amendment which is adopted.

Representative Reid moves the bill and amendment lie on the table. The motion fails.

Representative Andrews offers an amendment which is adopted.

Representative Braswell offers a further amendment which is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 978, a bill to be entitled an act to create the Edenton Historic Commission for the purpose of the acquisition, repair and maintenance of historic sites in the Town of Edenton in Chowan County.

Passes its second and third readings and is ordered sent to the Senate.

H. R. 982, a joint resolution relating to the proper recognition of the Battle of Aversboro as a significant event in North Carolina history.

Passes its second and third readings and is ordered sent to the Senate.

On motion of Representative Woodard of Wilson the House adjourns and will meet tomorrow at 12 o'clock noon.

**ONE HUNDRED EIGHTH DAY**

HOUSE OF REPRESENTATIVES

Tuesday, June 13, 1961

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hunt.

Prayer is offered by the Reverend James Fogartie, Pastor of Myers Park Presbyterian Church of Charlotte, North Carolina.

Mr. Speaker Hunt makes the following from Franklin County honorary pagettes and pages, respectively: Carol Walser, Jean Watson, Patricia Kearney, Jeanette Kearney, Bettie Strother, Alice Smith, Linda Pearce, Ruth Chamblee, Margaret Pearce, Pamela Baker, Jane Wilson, Martha Stallings, Diana Weldon, Violet Breedlove, Gwynn Brown, Fay Kennedy, Beth Sturgis, Rebecca Harris, Claudia Speed, Billy Stallings, Terry Stokes, and Tommy Speed.

On motion of Representative Jackson, Phil Godwin, Jr., of Gates County is made an honorary page of the House of Representatives.

On motion of Representative Hicks, David Dana Snepp of Mecklenburg County is made an honorary page of the House of Representatives.

Mr. Speaker Hunt makes Cathy Diane Hipps and David Gordon Hipps of Guilford County honorary pagette and page, respectively, of the House of Representatives.

On motion of Representative Green, Stephen R. Fort of Bladen County is made honorary page of the House of Representatives.

On motion of Representative Jackson, Jimmie Richard Williford from Hertford County is made an honorary page of the House of Representatives.

On motion of Representative Belk, Irene Grotnes Belk, Marilyn Grotnes Belk, William Quinn Belk and Carl Grotnes Belk of Mecklenburg County are made honorary pagettes and pages, respectively, of the House of Representatives.

On motion of Representative Belk, Dale Pearce Dunham and Denise Lorraine Dunham of Wake County are made honorary pagettes of the House of Representatives.

On motion of Representative Andrews, Donald and Ronald Moore of Chatham County are made honorary pages of the House of Representatives

On motion of Representative Kennedy, Mrs. Charles Tillett of Charlotte, North Carolina, United States Representative on the United Nations Commission on the Status of Women, is escorted to the dais where she makes a few remarks.

Mr. Speaker Hunt extends the courtesies of the floor to the Honorable E. T. Bost, Jr., of Cabarrus County, a former Speaker of the House of Representatives.

On motion of Representative Wooten, H. B. 1133, entitled "a bill to be entitled an act to amend General Statutes 14-106 and General Statutes 14-107 relating to the issuance of worthless checks and the obtaining of property in return for said checks", is withdrawn from the unfavorable calendar and re-referred to the Committee on Judiciary No. 1.

#### COMMITTEE APPOINTMENT

Mr. Speaker Hunt appoints the following members of the House as the Committee on Calendar: Representative Zollicoffer, Chairman; Representative High, Vice Chairman; Representative Dolley, Vice Chairman; Representatives Calder, Cohoon, Crawford, Drummond, Godwin, Hicks, Johnson, Kerr, Lloyd, Quinn, Sermons, West of Cherokee, and Woodard of Northampton.

#### REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Representative Woodard of Northampton, for the Committee on Agriculture.

H. B. 1022, a bill to be entitled an act to amend Article 25 of Chapter 106 of the General Statutes relating to inspection and sale of eggs.

With an unfavorable report.

H. B. 1120, a bill to be entitled an act to amend General Statutes 14-129 relating to the taking et cetera of certain wild plants of another in Avery County.

With a favorable report.

By Representative Woodard of Wilson, for the Committee on Appropriations.

H. B. 384, a bill to be entitled an act to provide for the establishment of a medical assistance program for the aged in North Carolina.

With a favorable report, as amended.

On motion of Representative Davis of Lenoir, the rules are suspended and the bill is placed on Special Order for Wednesday, June 14, 1961.

On motion of Representative Lloyd, H. R. 1171, entitled "a joint resolution creating a commission to study and report recommended legislation for the protection of the public in the field of installment sales and real and personal property", is made a Special Order for Wednesday, June 14, 1961, following the preceding bill.

By Representative Jordan, for the committee on Counties, Cities and Towns.



S. B. 437, a bill to be entitled an act to revise and reorganize the Charter of the City of Reidsville in Rockingham County.

With a favorable report.

On motion of Representative Jordan, the bill is placed on the Calendar for today.

By Representative Taylor, for the Committee on Courts and Judicial Districts.

H. B. 801, a bill to be entitled an act to amend General Statutes 7-41 relating to the election and term of office of Judges of the Superior Court.

With a favorable report, as amended.

H. B. 1181, a bill to be entitled an act to amend General Statutes 7-70 relating to the availability for assignment of judges in certain districts.

With a favorable report.

S. B. 67, a bill to be entitled an act to amend the General Statutes relating to the manner of calling jurors for impaneling.

With an unfavorable report.

S. B. 384, a bill to be entitled an act to amend General Statutes 7-70 relating to the terms of Superior Court to be held in Cumberland County.

With a favorable report.

S. R. 424, a bill to be entitled an act to amend Chapter 206, Public-Local Laws, 1937 Session, as amended by Chapter 577, 1949 Session Laws, relating to the Grand Jury of Forsyth County.

With a favorable report.

S. B. 435, a bill to be entitled an act to amend General Statutes 7-70 relating to the terms of Superior Court to be held in Lee County.

With a favorable report.

By Representative Henley, for the Committee on Education.

H. B. 1151, a bill to be entitled an act to authorize and direct the Person County Board of Education to name and appoint three trustees to care for, manage and improve the farm left in trust for the benefit of Cunningham School District under the will of the late Dr. John C. Terrell.

With a favorable report.

By Representative Arledge, for the Committee on Elections and Election Laws.

H. B. 1105, a bill to be entitled an act to provide that the members of the Richmond County Board of Education shall be nominated by the vote of the qualified voters of said county residing outside the boundaries of any city administrative unit.

With a favorable report.

S. B. 331, a bill to be entitled an act to amend Chapter 1316 of the Session Laws of 1955 and to provide for the establishment of precincts for newly annexed property of the City of Wilson.

With a favorable report.

By Representative Wallace, for the Committee on Employment Security.

S. R. 449, a joint resolution of the General Assembly of North Carolina concerning the establishment of certain minimum federal benefit and financing standards relating to unemployment insurance for the various states.

With a favorable report.

By Representative Wooten, for the Committee on Judiciary No. 1.

H. B. 1117, a bill to be entitled an act to repeal Chapter 350, Session Laws of 1943, relating to the jurisdiction of criminal cases of the Recorder's Court of Franklin County over cases within original jurisdiction of a Justice of the Peace.

With an unfavorable report.

H. B. 1156, a bill to be entitled an act to amend Chapter 350 of the Session Laws of 1943 relating to the jurisdiction of criminal cases of the Recorder's Court of Franklin County over cases within original jurisdiction of a Justice of the Peace.

With a favorable report.

H. B. 1160, a bill to be entitled an act to amend Chapter 20 of the General Statutes relating to violations of certain sections.

With a favorable report.

H. B. 1165, a bill to be entitled an act to amend H. B. 827, ratified June 6, 1961, and to be codified as Chapter 661 of the 1961 Sessions Laws relating to service of process upon nonresident operators of watercraft.

With a favorable report.

H. B. 1167, a bill to be entitled an act to amend General Statutes 106-266.6, 106-266.8, and 106-266.9 to authorize the use of certified mail instead of registered mail and otherwise clarifying the Milk Commission Law.

With a favorable report.

H. R. 1171, a joint resolution creating a commission to study and report recommended legislation for the protection of the public in the field of installment sales of real and personal property.

With a favorable report.

S. B. 413, a bill to be entitled an act to amend Chapter 534 of the Session Laws of 1961, entitled "an act to amend Chapter 47 of the General Statutes relating to plats, subdivisions and land surveys and recording of same", ratified May 30, 1961.

With a favorable report.

S. B. 417, a bill to be entitled an act to authorize the Secretary of State to cancel the certificate of incorporation of a housing authority previously issued upon petition and resolution of the town council and members of the housing authority where no indebtedness has been incurred or property acquired.

With a favorable report.

S. B. 419, a bill to be entitled an act to authorize the County of Randolph to establish and operate a county library system and to authorize the participation in this system of municipal or other public libraries in Randolph County.

With a favorable report.

By Representative Crawford, for the Committee on Judiciary No. 2.

Senate Committee Substitute for H. B. 685, a bill to be entitled an act to amend Article 51 of Chapter 14 of the General Statutes relating to the protection of athletic contests.

Without prejudice.

H. B. 1061, a bill to be entitled an act to amend Chapter 912 of the Session Laws of 1955 relating to the State Board of Refrigeration Examiners.

With a favorable report, as amended.

H. B. 1138, a bill to be entitled an act to require surety companies executing bail bonds to maintain a deposit with the Commissioner of Insurance.

With an unfavorable report.

H. B. 1159, a bill to be entitled an act to amend Chapter 768, Session Laws of 1957, relating to the fees of constables in Cumberland County.

With a favorable report.

H. B. 1182, a bill to be entitled an act to amend Chapter 128, Session Laws of 1941, by revoking Section 2 thereof which denied the Sheriff of Alamance County the right to name his chief deputy.

With a favorable report.

H. B. 1183, a bill to be entitled an act amending Chapter 674, Session Laws of 1955, so as to remove Alamance County from the list of counties to which the provisions of said act amending General Statutes 14-414 relating to the sale, possession, and use of explosive caps designed to be fired in toy cap pistols, do not apply.

With a favorable report.

H. B. 1186, a bill to be entitled an act to provide for the examination of journeyman plumbers in Buncombe County.

With a favorable report.



S. B. 280, a bill to be entitled an act to amend General Statutes 108-30.1 relating to liens on real property.

With a favorable report.

S. B. 430, a bill to be entitled an act to amend General Statutes 128-16 relating to removal of certain persons from office.

With a favorable report.

S. B. 439, a bill to be entitled an act to allow the City of Durham to release any interest it and the public generally may have in certain lands for the purpose of permitting Homeland Investment Company, Incorporated, to cross overhead a part of Corcoran Street for private purposes.

With a favorable report.

S. B. 440, a bill to be entitled an act to permit uniformed firemen to direct traffic and enforce motor vehicle laws and ordinances at the scene of fires.

With an unfavorable report.

By Representative Lloyd, for the Committee on Senatorial Districts.

H. B. 1127, a bill to be entitled an act to increase the membership of the Senate to sixty senators, to allocate the various senators to the respective senatorial districts, to increase the membership of the House of Representatives to the number of one hundred fifty representatives, to reapportion the membership of the House of Representatives, to provide for compulsory redistricting of the State for senatorial districts and compulsory reapportionment of the House of Representatives after each federal census or enumeration made by Order of the Congress.

With a favorable report.

By Representative Sermons, for the Committee on Wildlife Resources.

Committee Substitute for H. B. 789, a bill to be entitled an act to prohibit any person from hunting deer with a rifle having a bore larger than twenty-two (.22) caliber in Richmond County.

With an unfavorable report as to bill, favorable as to committee substitute bill.

On motion of Representative Sermons, the substitute bill is adopted.

H. B. 1136, a bill to be entitled an act to prevent the taking of deer on the Cape Fear River and its tributaries in Bladen County with the aid of boats.

With a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representatives Galifianakis and Brooks:

H. R. 1190, a joint resolution inviting the Honorable John F. Kennedy, President of the United States, to participate in the dedicatory exercises of the restored Bennett House near Durham, North Carolina, on October 12, 1961, while visiting the University of North Carolina at Chapel Hill; and appointing an honorary committee to extend the invitation.

On motion of Representative Galifianakis, the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representative Thomas:

H. B. 1191, a bill to be entitled an act to amend Chapter 9 of the General Statutes relating to the manner of drawing the jury panel in Johnston County.

Referred to Committee on Calendar.

By Representative Calder:

H. B. 1192, a bill to be entitled an act amending and rewriting the Charter of the City of Wilmington.

Referred to Committee on Calendar.

By Representatives Everett and Sermons:

H. B. 1193, a bill to be entitled an act to enlarge the class of vehicles authorized to be equipped with sirens and red lights and to enlarge the class of vehicles exempted from the speed limits and which are entitled to the right-of-way over other vehicles on the highways.

Referred to Committee on Calendar.

By Representative Pickard:

H. B. 1194, a bill to be entitled an act to increase the salaries of the Clerk of the Superior Court, the Sheriff, and the Register of Deeds of Alamance County in the sum of Six Hundred Dollars per year.

On motion of Representative Pickard, the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representative Harding:

H. B. 1195, a bill to be entitled an act to authorize the Board of County Commissioners of Yadkin County and the governing body of the Town of Yadkinville to provide for the maintenance of a county library in Yadkin County.

Referred to Committee on Finance.

By Representative Green:

H. B. 1196, a bill to be entitled an act to fix the same rate of discount for prepayment of municipal taxes as is now fixed for county taxes by Chapter 335, Session Laws of 1945, for municipalities in the County of Bladen.

On motion of Representative Green, the rules are suspended and the bill passes its first reading.

On motion of Representative Green, the bill is placed on the Calendar for Wednesday, June 14, 1961.

By Representative Nicholson:

H. B. 1197, a bill to be entitled an act to authorize the Board of County Commissioners of Richmond County to fix the fees of county officers.

On motion of Representative Nicholson, the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representatives Henley and High:

H. B. 1198, a bill to be entitled an act to appropriate funds for the Department of Labor, Apprenticeship Training Division.

Referred to Committee on Appropriations.

By Representative High:

H. B. 1199, a bill to be entitled an act to increase the benefits of teachers and state employees retiring prior to July 1, 1959.

Referred to Committee on Calendar.

And,

H. B. 1200, a bill to be entitled an act to adjust the benefits for teachers and state employees retiring prior to July 1, 1959.

Referred to Committee on Calendar.

By Representative Leatherman:

H. B. 1201, a bill to be entitled an act to exempt Lincoln County from the provisions of Chapter 1235 of the Session Laws of 1959 relating to the recording of plats.



Referred to Committee on Calendar.

By Representative Frink:

H. B. 1202, a bill to be entitled an act to fix the compensation of the Mayor of the Town of Shallotte in Brunswick County.

Referred to Committee on Calendar.

By Representative Jones:

H. B. 1203, a bill to be entitled an act fixing fees, commissions, and costs to be collected by the Clerk of the Superior Court of Ashe County, North Carolina.

Referred to Committee on Calendar.

By Representative Griggs:

H. B. 1204, a bill to be entitled an act to fix the compensation of the Chief Deputy Sheriff of Currituck County.

Referred to Committee on Calendar.

And,

H. B. 1205, a bill to be entitled an act to amend General Statutes 153-9 so as to authorize the County Commissioners of Currituck County to assist financially the soil conservation services.

Referred to Committee on Calendar.

And,

H. B. 1206, a bill to be entitled an act to amend Chapter 956 of the 1959 Session Laws to provide authority for special county law enforcement officers in Currituck County to execute civil processes in said county.

Referred to Committee on Calendar.

By Representative Peel:

H. B. 1207, a bill to be entitled an act to appoint a mayor and members of the Town Board of Commissioners, and to provide for election of officers of the Town of Bear Grass in Martin County.

Referred to Committee on Calendar.

By Representative Woodard of Wilson:

H. B. 1208, a bill to be entitled an act relating to local improvements in the City of Wilson.

Referred to Committee on Calendar.

By Representative Taylor:

H. B. 1209, a bill to be entitled an act to amend General Statutes 20-79(b) relating to operation of vehicles with dealer's demonstration plates.

Referred to Committee on Calendar.

By Representative Leatherman:

H. B. 1210, a bill to be entitled an act to tax certain court costs in Lincoln County for the benefit of the Lincoln County Memorial Library.

Referred to Committee on Calendar.

By Representative Gregory of Halifax:

H. B. 1211, a bill to be entitled an act to authorize the governing body of the Town of Weldon in Halifax County to tax as a part of the court costs in all actions and cases heard in Mayor's Court of said Town of Weldon, a patrol fee of \$2.00.

Referred to Committee on Calendar.

And,

H. B. 1212, a bill to be entitled an act to authorize the governing body of the Town of Weldon in Halifax County to sell and convey certain property owned by the Town of Weldon and known as "The Trash Dump", no longer needed for public use.

Referred to Committee on Calendar.

By Representatives Simpson and Courtney:

H. B. 1213, a bill to be entitled an act to create a Peace Officers' Association for the purpose of promoting better law enforcement in Burke and Caldwell Counties and to provide further education and relief of local peace officers thereof.

On motion of Representative Simpson, the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representative Simpson:

H. B. 1214, a bill to be entitled an act relating to the financial support of the law library of Burke County.

On motion of Representative Simpson, the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representative Gregory of Harnett:

H. B. 1215, a bill to be entitled an act to create a law enforcement officers' relief fund for the Peace Officers' Association of Harnett County.

Referred to Committee on Calendar.

And,

H. B. 1216, a bill to be entitled an act to authorize the County Commissioners of Harnett County to appropriate funds to the Harnett County Livestock and Poultry Cooperative, Incorporated, to be used as a loan for the purpose of educational promotion concerning livestock and poultry.

Referred to Committee on Calendar.

And,

H. B. 1217, a bill to be entitled an act to increase the civil jurisdiction of the Harnett County Recorder's Court; to provide for appeals to Superior Court.

Referred to Committee on Calendar.

By Representative Woodard of Northampton:

H. B. 1218, a bill to be entitled an act relating to a referendum upon the question of a special tax levy for Gaston School District in Northampton County.

Referred to Committee on Calendar.

And,

H. B. 1219, a bill to be entitled an act to amend Chapter 153 of the General Statutes relating to county officials and employees to make the same applicable to Northampton County.

Referred to Committee on Calendar.

And,

H. B. 1220, a bill to be entitled an act to amend Chapter 307, Session Laws of 1957, relating to salaries of the Chairman and members of the Board of County Commissioners of Northampton County.

Referred to Committee on Calendar.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 387, a bill to be entitled an act to amend General Statutes 130-17 so as to limit the power of local boards of health to make charges for sanitary inspections of certain dairies.

Referred to Committee on Calendar.

S. B. 404, a bill to be entitled an act relating to investment of non-current funds of Carteret County.

Referred to Committee on Local Government.



S. B. 421, a bill to be entitled an act to amend Chapter 131, Article 12, of the General Statutes to permit a hospital authority to change its name.

Referred to Committee on Calendar.

S. B. 422, a bill to be entitled an act relating to the compulsory inspection of poultry and poultry products.

Passes first reading and on motion of Representative Woodard of Northampton, the bill is placed on the Calendar for today.

S. B. 426, a bill to be entitled an act to amend Chapter 559, Public-Local Laws of 1935, relating to the issuance of school building bonds in behalf of school districts and special bond tax units and the levy of taxes within such districts and units for the payment of the principal and interest of such bonds, by prohibiting the issuance of bonds in behalf of school districts which have no outstanding bonded indebtedness and have been included within larger school districts, subsequently created, and by validating the creation of any such larger school districts.

Referred to Committee on Finance.

S. B. 427, a bill to be entitled an act to amend Section 1-109 of the General Statutes relating to plaintiff's prosecution bond.

Referred to Committee on Calendar.

S. B. 436, a bill to be entitled an act to provide for the consolidation of the Leaksville Township Board of Education, the Madison-Mayodan City Board of Education, the Reidsville City Board of Education and the Rockingham County Board of Education.

Passes first reading.

On motion of Representative Vaughn, the rules are suspended and the bill is placed on its immediate passage.

Passes its second and third readings and is ordered enrolled.

S. B. 459, a bill to be entitled an act relating to the North Carolina State Art Society.

Referred to Committee on Calendar.

S. B. 475, a bill to be entitled an act to appoint a member to the Henderson County Board of Education to fill the vacancy of a member who has resigned.

Referred to Committee on Calendar.

H. B. 40, a bill to be entitled an act relating to the filing of papers by the Clerk of Superior Court of Alexander County.

Returned for concurrence.

On motion of Representative Fletcher, the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 889, a bill to be entitled an act to amend General Statutes 153-10.1 relating to the authority of the Board of County Commissioners of Transylvania County to regulate the removal and disposal of trash and garbage.

Returned for concurrence.

On motion of Representative Potts, the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 993, a bill to be entitled an act to define "twisting" with respect to insurance policies and to provide penalties in the event of twisting.

Returned for concurrence.

On motion of Representative Umstead, the House concurs in the Senate amendment and the bill is ordered enrolled.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1089, a bill to be entitled an act to establish the corporate limits of the Town of Creedmoor in Granville County.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efrd, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—116.

Those voting in the negative are: None.

H. B. 1130, a bill to be entitled an act to revise and consolidate the Charter of the Town of Louisburg in Franklin County.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efrd, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—116.

Those voting in the negative are: None.

H. B. 1141, a bill to be entitled an act to extend the corporate limits of the Town of Weldon, subject to a referendum election.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the negative are: None.

H. B. 1148, a bill to be entitled an act to increase the corporate limits of the Town of Princeton.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efrd, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—116.

Those voting in the negative are: None.



H. B. 1169, a bill to be entitled an act to extend the corporate limits of the Town of Ayden in Pitt County.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—116.

Those voting in the negative are: None.

S. B. 382, a bill to be entitled an act to amend General Statutes 105-334 relating to the listing and assessing of all real and personal property and polls subject to taxation by cities and towns situated in two or more counties.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—116.

Those voting in the negative are: None.

S. B. 397, a bill to be entitled an act to amend Article 36 of Chapter 160 of the General Statutes relative to extension of corporate limits so as to make the same applicable to Iredell County.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—116.

Those voting in the negative are: None.

H. B. 1176, a bill to be entitled an act authorizing the Board of County Commissioners of Ashe County to levy a special tax for the construction of a county office building to house the Welfare Department and other county offices and agencies.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—116.

Those voting in the negative are: None.



H. B. 1180, a bill to be entitled an act to amend Chapter 206 of the Session Laws of 1961 relating to the establishment and operation of a county library in Wake County and the authorization to establish library branches within incorporated cities of Wake County.

Representative Harris of Wake offers an amendment which is adopted.

Passes its second reading by the following vote, as amended, and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—116.

Those voting in the negative are: None.

H. B. 1188, a bill to be entitled an act to amend General Statutes 105-37.1 relating to amusement license taxes, insofar as the same is applicable to Cabarrus County.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—116.



Those voting in the negative are: None.

S. B. 437, a bill to be entitled an act to revise and reorganize the Charter of the City of Reidsville in Rockingham County.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efrid, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—116.

Those voting in the negative are: None.

S. B. 78, a bill to be entitled an act to amend and supplement "The Revenue Act", being Subchapter I of Chapter 105 of the General Statutes and Article 4 of Chapter 18 of the General Statutes, by removing certain exemptions from the retail sales and use tax, by adjusting the rate at which the sale or use of certain property shall be taxed and by adding an additional tax of two per cent upon the sale of spirituous liquors.

Representative Harris of Wake offers an amendment.

Representative Sermons moves the amendment lie on the table.

Representative Harris of Wake calls for the "Ayes" and "Noes". The call is sustained and the amendment is laid on the table by the following vote:

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Cohoon, Courtney, Davis of Lenoir, Drummond, Eagles, Everett, Fearing, Ferrell, Frink, Galifianakis, Green, Greenwood, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harris of Rowan, Hawfield, Henley, High, Hill, Holcombe, Jackson, Johnson, Jones, Jordan, Kerr, Lane, Leatherwood, Lloyd, McFadyen, McLaughlin, McMillan of Robeson, McPherson, Murphy, Newman, Nicholson, Peel, Phelps, Potts, Quinn, Ramsey, Reid, Riggs, Rodenbough, Satterfield, Sermons, Spruill, Taylor, Thomas, Thornburg, Umstead, Vaughn, Wallace, Watkins, West of Cherokee, Wicker, Williamson, Wilson, Wood, Woodard of Wilson, and Wooten—77.

Those voting in the negative are: Representatives Boger, Coffey, Cook, Crawford, Davis of Rowan, Delamar, Dolley, Efrid, Felmet, Fletcher, Garner, Godwin, Gregory of Halifax, Harris of Wake, Hicks, Hines, Isaac, Kemp, Kennedy, Kiser, Leatherman, Lupton, Martin, McMillan of Wake, Osteen, Owens, Palmer, Pickard, Randall, Simpson, Slagle, Snyder, Speed, Story, Vogler, Wall, West of Clay, Whitehurst, Whitley, Womble, Woodard of Northampton, and Zollicoffer—42.

## STATEMENT BY MEMBERS

June 13, 1961

I vote "No" to the amendment sent forward to S. B. 78, known as the Revenue Act. I served on the House Finance Subcommittee where I tried to substitute the tobacco tax in lieu of the food tax. I did not receive a second to my motion. When the revenue measure was reported to the full House Finance Committee where I supported an amendment to replace the food tax with tobacco tax, the amendment was killed by a vote of 27 to 26. Having failed to get the tobacco tax adopted in committee, I therefore support the Revenue Act as it was reported out of committee without any amendment. I introduced H. B. 194 (Tobacco Tax) and co-introduced H. B. 222 (Tobacco tax and soft drink tax). These bills were not adopted by committee. Therefore, to support the much-needed funds for quality education, I vote "Yes" for the Revenue Act as it is before the House.

/s/ J. THURSTON ARLEDGE

June 13, 1961

I firmly believe in a better quality school program for our children. I also firmly believe that luxuries should be taxed before necessities, but I would not like to see anything stand in the way of North Carolina obtaining quality education. The adoption of the better school program is a clear illustration of the concern shared by myself and most North Carolinians about the present school system's shortcomings.

However, it was proved in the Senate, where this same amendment arose, that only 11 supporters out of 50 could be rallied. It is a known fact that it takes both the Senate and House to make a law.

Fearing insufficient funds would jeopardize our school program; therefore I vote "Aye".

/s/ IRWIN BELK

Representative Vogler offers an amendment.

Representative Jordan moves the amendment lie on the table. The motion prevails.

Representative Kerr offers an amendment which fails of adoption.

Representative Riggs offers an amendment.

Representative Sermons moves to lay the amendment on the table, which motion prevails.

The question now recurs to the passage of the bill on its second reading.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Cohoon, Courtney, Davis of Lenoir, Delamar, Eagles, Eford, Everett, Fearing, Felmet, Ferrell, Frink, Galifianakis, Green, Greenwood, Griggs, Hamrick, Hardy, Hargett, Harriss of Rowan, Hawfield, Henley, High, Hill, Hines, Holcombe, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McPherson, Murphy, Newman, Nicholson, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Reid, Rodenbough, Satterfield, Sermons, Spruill, Taylor, Thomas, Thornburg, Umstead, Vaughn, Wallace, Watkins, West of Cherokee, Whitehurst, Wicker, Williamson, Wilson, Wood, Woodard of Wilson, and Wooten—86.

Those voting in the negative are: Representatives Boger, Coffey, Cook, Crawford, Davis of Rowan, Dolley, Drummond, Fletcher, Garner, Godwin, Gregory of Halifax, Gregory of Harnett, Harding, Harris of Wake, Hicks, Isaac, Kiser, McMillan of Wake, Osteen, Randall, Riggs, Simpson, Slagle, Snyder, Speed, Story, Vogler, Wall, West of Clay, Whitley, Womble, Woodard of Northampton, and Zollicoffer—33.

#### STATEMENTS BY MEMBERS

June 13, 1961

I firmly believe in a better quality school program for our children. I also firmly believe that luxuries should be taxed before necessities, but I would not like to see anything stand in the way of North Carolina obtaining quality education. The adoption of the better school program is a clear illustration of the concern shared by myself and most North Carolinians about the present school system's shortcomings.

/S/ IRWIN BELK

June 13, 1961

My negative vote to this finance bill is not to be construed as opposition to better education. I have continually voted for progressive education measures in this General Assembly. I can not in good conscience support a tax which taxes those basic necessities of life, namely food, while the luxury items remain untaxed.

Education can not be enhanced if so many of our people must go hungry to support it. Therefore, Mr. Speaker, I vote "No".

/S/ MURRAY COFFEY



June 13, 1961

MR. SPEAKER:

Realizing fully that there are excellent arguments both for and against this food tax, the fact remains that there are other sources from which this revenue may be obtained. In voting against this Revenue Bill, I am not voting against education—but I am voting against a food tax. I do favor improvement in our school system.

Mr. Speaker, I made a promise before I left Rowan County, not knowing what taxes would be asked at the time, that I would never vote for a tax on food. I stand at this time to uphold that promise. I shall never go back on this solemn promise to the wonderful citizens of Rowan County, who sent me here to represent them to the best of my ability.

/S/ JAMES C. DAVIS

June 13, 1961

I am voting "No" because I cannot in good conscience vote for this bill which would place a tax on food. I have always supported public education, and will continue to do so, but I feel that the necessary funds can be raised by placing a tax on non-food products.

/S/ STEVE DOLLEY, JR.

June 13, 1961

*Mr. Speaker, Ladies and Gentlemen of the House:*

In explaining my vote, I would first like to say that I voted "No" on the Appropriations Bill; therefore, I will have to vote "No" on the Revenue Bill.

I represent a small county in Eastern North Carolina and in so doing I hope that I represent the feelings of the people of that county and not my own personal feelings. I feel that so many come to the Legislature and represent themselves instead of representing the people who elected them. I realize that by voting against the Revenue Bill I will probably be tagged as against public education. If I am so tagged, it will be a false accusation as I believe in good quality education as much so as any member of this House, but I have my own convictions in regard to how quality education can be obtained in this State. In this regard, I am not as alarmed as some people seem to be in regard to our present day schools and the quality of education they are producing. In my county there are three small high schools and in the last several years there have been awarded two Morehead Scholarships and one Angier B. Duke Scholarship as well as numerous smaller scholarships. Therefore, I feel that our schools should have a word of praise instead of constant condemnation.

I am of the opinion that we cannot buy quality education by merely raising the salaries of our teachers. I will be the first to admit that our teachers are underpaid, but I also realize that the Legislature in the past

years has seen fit to increase the teachers' salaries. The outcome of increasing the teachers' salaries will amount to the same teachers receiving more money and doing the same job. I cannot convince myself that the local school boards are going to fire the present teachers and go out and seek others. I am not convinced that our present teachers are not doing a good job. I have discussed this matter with some teachers and I have found that the majority of them feel that they could do a better job in teaching if their teacher load was reduced and if the classes were divided into groups of students that could learn easily and those that need more tutoring. Also, I feel that one of the reasons that the students are not receiving 100% benefits from the schools of North Carolina is not the fault of our teachers or our school buildings, but through the student himself. It would be alarming to determine the number of students who do not care whether or not they receive an education. Equally alarming would be the number of parents who have the same feeling. Unless we can create a desire on the part of the students of this state to want to learn and to want to receive every possible benefit which is offered by our public schools, then we are voting wasted tax dollars on the taxpayers of this state.

My final reason for voting "No" on this bill is because I am thoroughly convinced that this state, as well as the nation, has gone too far in its wild expenditures. The state, as well as the federal government, is presently collecting the income tax one year in advance. I am convinced that there is a breaking point in regard to the taxpayer when you consider the amount of taxes he pays to city, county, state and federal governments and the numerous other hidden taxes which the average taxpayer pays without any knowledge; that if we continue to head in our present "tax and spending programs," that eventually the taxpayer will have to rebel.

I think the time is here that we, as representatives of the people of this great state, should take stock of ourselves and the tremendous responsibility which is here before us and leave our personal desires at home and think about the welfare of every citizen of this state and the welfare of this state.

/s/ PHILIP P. GODWIN

June 13, 1961

*Mr. Speaker and Ladies and Gentlemen of the House:*

I do not believe that there is a member of this Body more genuinely opposed to the food tax than I. I have offered legislation which would raise the required revenue through the imposition of taxes on so-called "luxury items" as tobacco, whiskey, and soft drinks.

I have opposed the food tax in the Finance Subcommittee, in the full Finance Committee, and today on the floor of the House. My opposition to the food tax is real and everlasting. Since I first came to this General Assembly, my record in support of public education is unsurpassed. I do not believe there is a member of this Body who believes more completely than I in the program of advancement and acceleration in the field of public education.

Last week, the members of the House voted overwhelmingly for the Appropriations Bill, which provided for the spending of the millions of dollars proposed to be raised in the Revenue Bill now before us. Those who today vote "No" on this Revenue Bill are, I believe, guilty of a glaring inconsistency. They are in effect voting for the spending but against the tax. I cannot be that inconsistent, because I believe we must move forward now in the program for the educating of the children of North Carolina.

Therefore, Mr. Speaker, with great reluctance, I vote "Aye".

/S/ ED KEMP

June 13, 1961

I vote "Aye" because all amendments that would have placed the tax on something else have failed.

/S/ ARCHIE T. LANE

June 13, 1961

I have stated previously on many occasions that I support wholeheartedly the Educational Plan proposed by our Governor because it is my belief that education is the answer to the economy of North Carolina, and this day I say again that I support quality education for every child and supported the appropriations for this program. On this day, I voted in the support of a tobacco tax and other luxuries, believing that we first should tax luxuries to fulfill this plan, and the amendment to the above bill which I supported calling for tax on luxuries failed. Therefore, it now comes down to the decision of either to support the educational program and at the same time place a tax upon food. I deem I have done my best to obtain a tax on luxuries and failed and now I shall vote for education and the food tax to finance it—only—and only—because all other methods to raise the necessary money have failed. The food tax to me is a tax of the last resort; however, the need for education is superior and the need is great, and I choose to support better education. I vote "Aye".

/S/ C. E. LEATHERMAN

June 13, 1961

I have previously stated on many occasions that I wholeheartedly support the Governor's Educational Program. I have supported a tobacco tax; it has failed. I now, as a last resort, vote for a tax on food so the Governor's Program will see a "New Day".

/S/ ROBERT LEATHERWOOD, III

June 13, 1961

I vote "No" on this bill because I do not believe that a tax should rest primarily on the shoulders of the poor, the widowed, the orphan and those with fixed incomes. I voted to substitute the tobacco and soft drink tax for the food tax. I joined in the sponsorship of enough tax bills to provide



more than enough money to support the Governor's program. I voted for the Appropriations Bill to supply the needed money for public education. I can not vote to place a cross on the backs of the underprivileged and poor.

/s/ DAN R. SIMPSON

June 13, 1961

MR. SPEAKER:

Statement on S. B. 78 for the House Journal. I have always supported a program for public education during my seven consecutive sessions as a member of the House of Representatives. I sincerely feel this administration can obtain the requested revenue for public education by other sources and means of taxation rather than placing a tax on food.

/s/ J. RAYNOR WOODARD

H. B. 598, a bill to be entitled an act relating to the compulsory inspection of meat, meat products, and meat by-products.

On motion of Representative Woodard of Northampton, the bill is postponed indefinitely.

#### ENROLLED BILLS

Representative Britt, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 1058. A Joint Resolution concerning display and use of the Confederate Flag.

H. R. 1081. A Joint Resolution recognizing the various theatre groups in the state and declaring the last week in June as official North Carolina summer theatre week.

S. B. 222. An Act to amend Chapter 279, Public-Local Laws of 1937, relating to the creation of school districts, the issuance of school building bonds and notes in behalf of school districts and special tax bond units and the levy of taxes within such districts and units for the payment of the principal and interest of such bonds and notes, by making additional provisions for the issuance of school building bonds and extending the application of said Act to Robeson County.

S. B. 244. An Act relating to the compulsory inspection of meat, meat products and meat by-products.

S. B. 265. An Act to fix the compensation of the members of the Board of County Commissioners of Davie County.

S. B. 308. An Act to amend Chapter 559, Public-Local Laws of 1935, relating to the issuance of school building bonds in behalf of school districts and special bond tax units and the levy of taxes within such dis-

tricts and units for the payment of the principal and interest of such bonds, by providing for the dissolution of school districts, the separation from and annexation to school districts, the consolidation of school districts, the enlargement of school districts, the authorization of school building bonds, and the validation of school districts heretofore created under said chapter.

S. B. 309. An Act to amend Chapter 158 of the General Statutes to authorize the establishment of Economic Development Commissions, and to amend Chapter 153 to authorize the establishment of Regional Planning Commissions, by political subdivisions.

S. B. 333. An Act relating to the appointment and terms of office of the City of Wilson Recreation Commission.

S. B. 336. An Act providing for the perpetual preservation of the Legislative Chambers in the present Capitol Building and to provide for the future use and custodial care thereof.

S. B. 355. An Act validating the levying and assessing of all ad valorem taxes on real and personal property and polls subject to taxation by the City of Rocky Mount.

S. B. 357. An Act to provide for an election within the North Asheboro-Central Falls Sanitary District and the Town of Asheboro on the proposition of merger.

S. B. 359. An act relating to a contract between the Town of Asheboro and the North Asheboro-Central Falls Sanitary District for the joint use of the sewage treatment plant being constructed by the Town of Asheboro.

S. B. 367. An Act to authorize the qualified voters of the Town of Hertford to determine whether or not Alcoholic Beverage Control Stores shall be established in said town and to prescribe the disposition of the net profits thereof.

S. B. 433. An Act to promote industrial growth and corporate activity in Gaston County.

H. B. 375. An Act to divide the Tenth Solicitorial District into two districts and to transfer Chatham County from the Fourth Solicitorial District to the new district thereby created.

H. B. 408. An Act to provide for the government of the North Carolina Museum of Art.

H. B. 427. An Act to amend General Statutes 130-148 relating to the extension of sanitary districts.

H. B. 512. An Act to rewrite General Statutes 10-9 relating to official acts of notaries public; signatures; appearance of names; notarial seals or stamps.

H. B. 513. An Act to amend General Statutes 10-13 relating to the validation of official acts of notaries public wherein expiration of notary's commission erroneously stated.

H. B. 554. An Act to provide for payment of state income tax refunds to the surviving spouse of taxpayer.

H. B. 586. An Act to amend Article 17A of Chapter 7 of the General Statutes relating to the numbering and issuance of warrants to Justices of the Peace in Wilkes County.

H. B. 630. An Act relating to the appointment and terms of office of members of the North Carolina Wildlife Resources Commission.

H. B. 633. An Act relating to salary and collection of fees by the private secretary to the Governor.

H. B. 655. An Act to amend Article 3 of Chapter 8 of the General Statutes to provide that copies of public records on file in the State Department of Archives and History, when properly certified, shall be as competent evidence as the originals.

H. B. 656. An Act to amend Article 2, Chapter 8, of the General Statutes to provide that certified copies of certain documents filed in the State Department of Archives and History shall be admissible as evidence to the same effect as the original document.

H. B. 670. An Act to amend General Statutes 28-47, 28-49 and 28-113 so as to reduce the time for making claims against decedents' estates.

H. B. 671. An Act to amend General Statutes 28-112 with regard to the period in which disputed debts not referred are barred.

H. B. 681. An Act to amend Article 21 of Chapter 153 of the General Statutes relating to the Western North Carolina Regional Planning Commission.

H. B. 686. An Act to authorize the Guilford County Board of Education to sell certain real property at private sale.

H. B. 692. An Act to exempt Bertie and Chowan Counties from the General Statutes 113-247 relating to fishing on Sunday.

H. B. 696. An Act to amend Chapter 139 of the General Statutes relating to soil conservation districts, watershed improvement districts, and watershed improvement programs, so as to change the name of such districts, change the membership of the soil and water conservation committee, and clarify various provisions of said chapter.

H. B. 717. An Act to amend H. B. 121, enacted by the 1961 General Assembly, entitled "An Act to change the style of the name of the Town of Graham in Alamance County to the City of Graham and to provide a consolidated and revised Charter therefor."

H. B. 721. An Act to change the name of the Mecklenburg County Board of Education.

H. B. 741. An Act to amend Chapter 30 of the General Statutes relating to the surviving spouse's year's allowance.

H. B. 754. An Act relating to mosquito control in Onslow County.



H. B. 795. An Act to amend General Statutes 122-7 relating to membership of the Board of Directors of the North Carolina Hospitals Board of Control.

H. B. 797. An Act to prescribe additional costs to be charged in the Mayor's Court in the Town of Newton Grove, Sampson County.

H. B. 798. An Act to amend General Statutes 130-95 relating to venereal disease reports.

H. B. 836. An Act to fix the compensation of the members of the Columbus County Board of Education.

H. B. 842. An Act to fix the fees of Register of Deeds of Johnston County.

H. B. 859. An Act to amend Article 2, Chapter 90, of the General Statutes relating to veterinarians.

H. B. 863. An Act to fix travel expenses of certain public officials in Bertie County.

H. B. 864. An Act to fix the salaries and travel expense of members of the Board of County Commissioners and members of the Board of Education of Bertie County.

H. B. 866. An Act to fix and regulate the salaries of certain officials in Person County and to provide for salary increases of the personnel in their offices.

H. B. 876. An Act to amend Chapter 84 of the General Statutes of North Carolina relating to attorneys-at-law.

H. B. 879. An Act providing for the presentation to the Tax Supervisor of Brunswick County of deeds and other instruments prior to registration.

H. B. 885. An Act relating to compensation for the Chairman and members of the Greene County Board of Education.

H. B. 888. An Act relating to the appointment of plumbing inspectors in Transylvania County.

H. B. 901. An Act to provide for selection of members of the Board of Education and members of the Board of County Commissioners of Bertie County.

H. B. 910. An Act to amend H. B. 166, ratified on the 28th Day of March, 1961, being the Charter of the City of Burlington, in relation to the effect of annexation proceedings, the office of City Clerk and Treasurer, and investment of City Funds.

H. B. 916. An Act to create an Advisory Council to the Administration of O'Berry School and Cherry Hospital.

H. B. 923. An Act to amend Chapter 702 of the 1949 Session Laws of North Carolina relating to the salaries of the Judge and Solicitor of the Municipal Court of the City of High Point, and the term of office of the Solicitor.

H. B. 924. An Act relating to the compensation of certain officials in Guilford County.

H. B. 940. An Act fixing the salaries of the Mayor and Commissioners of the City of Cherryville in Gaston County.

H. B. 942. An Act to amend General Statutes 7-70 relating to the terms of Superior Court to be held in Gaston County.

H. B. 943. An Act to prescribe the fees which the Register of Deeds of Orange County shall charge for the making and issuance of duplicate birth and death certificates.

H. B. 944. An Act to authorize the Director of the William Hayes Ackland Memorial Art Center to exchange or sell by private negotiation works of Art of said Art Center when same will improve the quality, value or representative character of the collection.

H. B. 945. An Act appointing members to the Board of Trustees of the Maxton City Administrative Unit.

H. B. 948. An Act to amend General Statutes 7-134 relating to fees of Justices of the Peace in Washington County.

H. B. 949. An Act to provide for the reorganization of the Granville County Board of Education, the nomination and election of its members, to define in part their powers and authority and to repeal all Public, Public-Local and Private Laws in conflict with this Act.

H. B. 953. An Act to fix the compensation of the County Attorney of Harnett County.

H. B. 962. An Act to make the provisions of General Statutes 153-9(12a), allowing County Commissioners to fix fees and commissions, applicable to Martin County.

H. B. 972. An Act relating to the appointment of members of the Board of Education of Montgomery County.

H. B. 974. An Act to amend Chapter 135 of the General Statutes, the same being the Teachers' and State Employees' Retirement System Act, relating to return from military service and the election of options.

H. B. 1021. An Act relating to the appointment of members of the Board of Education of Northampton County.

H. B. 1093. An Act to appoint Robert C. Garrison as a member of the Board of Education of Iredell County to replace Robert Bradford, resigned.

On motion of Representative Spruill, seconded by Representative Phelps, the House adjourns to meet tomorrow at 11 o'clock A. M.

## ONE HUNDRED NINTH DAY

HOUSE OF REPRESENTATIVES

Wednesday, June 14, 1961

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hunt.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Greenwood, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Kennedy the following from Mecklenburg County are made honorary pagettes and pages, respectively, of the House of Representatives: Laura Paige Brannon, Carolina Isabell Mesrobian, Catherine Louisa Mesrobian, Mary Anderson Leath, James Felix Clardy, Jr., Tommy Leath, George William Adams, John Carlisle Adams, and Robert Taft Adams.

On motion of Representative Kennedy, Elizabeth Barbara Whitby, Rachel Margaret Whitby, and Peter Lyndall Whitby from Birmingham, England, are made honorary pagettes and page, respectively, of the House of Representatives.

## STATEMENT BY MEMBER

Mr. Speaker, and ladies and gentlemen of the House: recently there appeared in The Wilmington Star a story apparently filed by the United Press International from Cleveland, Ohio, giving the stories of three North Carolina youths from my county who had gotten into trouble with the law.

This article, apparently based on what these youths had told reporters, is so filled with distortions and inaccuracies that I felt I must in the interest of fairness and truth set the record straight with regard to that area of Columbus County known as Crusoe Island.

For example, Mr. Speaker, and I cite this only as an indication of how erroneous this article was, the statement is made that, and here I am quoting: "No one on the island was aware of World War One, but between wars their territory was at last mapped into a county and some of the youths were tapped for World War Two" . . . end of quote.

Mr. Speaker, in the War Between the States, the following men from that area served in the Confederate forces: Eleas Register, Thomas Register, Danel Parker, Luther Crawford, M. Simmons, Thomas Simmons, Peter McKeithin, James Benett, Davis Register and L. L. Long.

In World War I, the following: W. E. Simmons, W. A. Register, Goodie Barefoot, Fate Lewis, H. J. Register, H. B. Clewis, H. H. Cumbee and Pink Rhodes.



And in World War II: T. M. Suggs, Thomas Suggs, Ralph Suggs, William Suggs, Wilbert Register, Ellis Register, Natus Register, Whipple Register, Lester Register, Paul Clewis, Mack Spivey, Davis Spivey, Wesley Long, Robert Long, Dallas Clewis, Erwin Long, Elonzie Clewis, Alton Long, Ernice Ward, Morgan Duncan, James Clewis, Roscoe Simmons, Leon Cumbee, Leo Simmons, Robert Register, D. C. Simmons, Loria Long and Raleigh Simmons.

Mr. Speaker, I regret having to burden the House with our own troubles, but this article, so obviously based on misstatement of fact, has cast the wrong light on a section of my county.

The people of the Crusoe Island Community have been good citizens of our county and have served, as you can tell from the foregoing, in several of our wars.

For the reason that I should like the truth known, I have made these remarks and I respectfully request that they be entered into the official Journal of this House. Thank you.

S/ ARTHUR W. WILLIAMSON  
Columbus County

On motion of Representative Hicks the following bills are withdrawn from the Committee on State Government and referred to the Committee on the Calendar:

H. B. 1118, entitled "a bill to be entitled an act to amend General Statutes 143 known as the Executive Budget Act in order to clarify the authority of the State to operate a central payroll unit and make deposits and disbursements necessary to such operation."

H. B. 1119, entitled "a bill to be entitled an act amending General Statutes 14-250 relating to the marking of publicly owned vehicles."

H. R. 1149, entitled "a joint resolution creating a commission to study the tax structure of the State with respect to any inequities therein and with particular reference to the sales and use tax and license tax schedules and the tax structure as relates to cooperatives."

S. B. 276, entitled "a bill to be entitled an act to prohibit the State Prison Department from using unguarded male prison labor in State Buildings where women are housed or employed or in State Buildings where women frequent and use said buildings for business purposes."

S. B. 379, entitled "a bill to be entitled an act to authorize the erection of an appropriate memorial upon the lands of the Morrow Mountain State Park honoring the memory of James McKnight Morrow who was largely responsible for the establishment of this park."

On motion of Representative Crawford S. B. 440, entitled "a bill to be entitled an act to permit uniformed firemen to direct traffic and enforce motor vehicle laws and ordinances at the scene of fires" is taken from the unfavorable Calendar and placed on the favorable Calendar.

## STATEMENT BY MEMBER

June 14, 1961

Yesterday, June 13, an amendment was sent forward to remove the food tax from the proposed Revenue Act and to insert in lieu thereof a tax on tobacco, soft drinks, beer and wine. This amendment was not voted on by the House of Representatives because a motion was made to table the amendment and that motion prevailed. I voted against the motion to table the amendment and not against the amendment, as reported by the press.

Wednesday, June 14 the House passed the Revenue Act which included a sales tax on food. I am opposed to this tax on food and have been since it was recommended by our Governor, the Honorable Terry Sanford. I have worked against a food tax the entire Session.

Today, June 14, I made a speech on the floor of the House supporting an amendment to the Revenue Act to exempt milk and bread. The milk and bread amendment was defeated. I then voted for the Revenue Bill with the food tax, since the majority of the members approved the bill. I felt it my duty to vote for a Revenue Bill that would raise enough money to continue to operate our schools, institutions, and to pay all of our State employees, including school teachers.

I have always been, and am now, for quality education. I would have voted for a 4% sales tax to raise the money needed for the Governor's quality educational program rather than to tax food, had it been possible to pass the 4% amendment.

My reason for this statement is to point out, by inserting this statement in the Journal, that I have always favored Governor Sanford's education recommendations, but I favor a 1% increase in our sales tax law of 1959 rather than a tax on food.

The food tax, in my opinion, is not in the best interest of the Democratic Party or by the citizens of our great State.

S/ SAM L. WHITEHURST

## ENGROSSED BILLS

Representative Thomas, for the Committee on Engrossed Bills, reports the following bills and resolutions have been carefully considered, found properly engrossed, and asks that they be sent to the Senate.

H. B. 959, a bill to be entitled an act to prohibit the cutting, digging, removal, transportation, or sale within this State for any purpose of Christmas trees, evergreen boughs, or other trees, shrubs, or native plants, without a bill of sale from the owner of the land on which the same are grown or other proof of ownership, and to provide a penalty for violations of this Act.

H. B. 1077, a bill to be entitled an act to amend Chapter 1281, Session Laws of 1957, the same being the Charter of the City of New Bern.

H. B. 785, a bill to be entitled an act to require County and City Boards of Education to defend in good faith tort claims in excess of \$1,000.00 based on alleged negligence of drivers of public school busses, and to make the Tort Claim Act applicable to school transportation service vehicles.

H. B. 899, a bill to be entitled an act to rewrite Article 31, Chapter 115, North Carolina General Statutes relating to licensing private business, trade and correspondence schools.

H. R. 935, a joint resolution expressing State policy regarding allotment of Federal funds received for general support of public school operations.

#### REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Representative Woodard of Wilson, for the Committee on Appropriations.

H. B. 181, a bill to be entitled an act to appropriate funds for the development of the President James K. Polk Birthplace.

With a favorable report, as amended.

H. B. 313, a bill to be entitled an act to appropriate funds for the development of Bentonville Battleground State Historic Site.

With a favorable report, as amended.

H. B. 475, a bill to be entitled an act appropriating funds for the further restoration of historic Bath.

With a favorable report.

H. B. 502, a bill to be entitled an act to authorize limited compensation to Ralph Wayne Groce of Davie County for injuries received in aiding a State Highway Patrolman in an arrest.

With a favorable report.

H. B. 596, a bill to be entitled an act to appropriate the sum of \$25,000.00 to Eliada Homes, Incorporated, in Buncombe County.

With a favorable report.

H. B. 621, a bill to be entitled an act appropriating funds to establish a museum-visitor center at the Richmond Temperance and Literary Society Hall and John Charles McNeill Memorial Gardens in Scotland County.

With a favorable report, as amended.

H. B. 983, a bill to be entitled an act appropriating to Boys Home of North Carolina, Incorporated, of Lake Waccamaw, North Carolina, the sum of \$87,000.00.

With a favorable report, as amended.



H. B. 1092, a bill to be entitled an act to authorize the Governor to appoint a commission to erect a fitting memorial to the late Robert Lee Doughton, former State Senator and long-time member of Congress, and to appropriate the sum of \$25,000.00 to aid in bearing the expense of erecting the memorial.

With a favorable report.

S. B. 177, a bill to be entitled an act to provide for the central registration of marriage certificates.

With a favorable report.

On motion of Representative Andrews the rules are suspended and the bill is placed on today's Calendar.

By Representative Zollicoffer, for the Committee on Calendar.

H. B. 1191, a bill to be entitled an act to amend Chapter 9 of the General Statutes relating to the manner of drawing the jury panel in Johnston County.

With a favorable report.

H. B. 1192, a bill to be entitled an act amending and rewriting the Charter of the City of Wilmington.

With a favorable report.

On motion of Representative Zollicoffer the rules are suspended and the bill is placed on today's Calendar.

H. B. 1201, a bill to be entitled an act to exempt Lincoln County from the provisions of Chapter 1235 of the Session Laws of 1959 relating to the recording of plats.

With a favorable report.

H. B. 1202, a bill to be entitled an act to fix the compensation of the Mayor of the Town of Shallotte in Brunswick County.

With a favorable report.

H. B. 1203, a bill to be entitled an act fixing fees, commissions, and costs to be collected by the Clerk of the Superior Court of Ashe County, North Carolina.

With a favorable report.

H. B. 1204, a bill to be entitled an act to fix the compensation of the Chief Deputy Sheriff of Currituck County.

With a favorable report.

H. B. 1205, a bill to be entitled an act to amend General Statutes 153-9 so as to authorize the County Commissioners of Currituck County to assist financially the Soil Conservation Services.

With a favorable report.

H. B. 1206, a bill to be entitled an act to amend Chapter 956 of the 1959 Session Laws to provide authority for special county law enforcement officers in Currituck County to execute civil processes in said County.

With a favorable report.

H. B. 1207, a bill to be entitled an act to appoint a Mayor and members of the Town Board of Commissioners, and to provide for election of officers of the Town of Beargrass in Martin County.

With a favorable report.

H. B. 1208, a bill to be entitled an act relating to local improvements in the City of Wilson.

With a favorable report.

H. B. 1209, a bill to be entitled an act to amend General Statutes 20-79 (b) relating to operation of vehicles with Dealer's Demonstration Plates.

With an unfavorable report.

H. B. 1212, a bill to be entitled an act to authorize the governing body of the Town of Weldon in Halifax County to sell and convey certain property owned by the Town of Weldon and known as "The Trash Dump" no longer needed for public use.

With a favorable report.

H. B. 1215, a bill to be entitled an act to create a law enforcement officers relief fund for the peace officers association of Harnett County.

With a favorable report.

H. B. 1216, a bill to be entitled an act to authorize the County Commissioners of Harnett County to appropriate funds to the Harnett County Livestock and Poultry Cooperative, Incorporated, to be used as a loan for the purpose of educational promotion concerning livestock and poultry.

With a favorable report.

H. B. 1217, a bill to be entitled an act to increase the civil jurisdiction of the Harnett County Recorder's Court; to provide for appeals to Superior Court.

With a favorable report.

H. B. 1218, a bill to be entitled an act relating to a referendum upon the question of a special tax levy for Gaston School District in Northampton County.

With a favorable report.

H. B. 1219, a bill to be entitled an act to amend Chapter 153 of the General Statutes relating to county officials and employees to make the same applicable to Northampton County.

With a favorable report.

H. B. 1220, a bill to be entitled an act to amend Chapter 307, Session Laws of 1957, relating to salaries of the Chairman and members of the Board of County Commissioners of Northampton County.

With a favorable report.

S. B. 421, a bill to be entitled an act to amend Chapter 131, Article 12 of the General Statutes to permit a hospital authority to change its name.

With a favorable report.

S. B. 459, a bill to be entitled an act relating to the North Carolina State Art Society.

With a favorable report.

S. B. 475, a bill to be entitled an act to appoint a member of the Henderson County Board of Education to fill the vacancy of a member who has resigned.

With a favorable report.

By Representative Jordan, for the Committee on Counties, Cities and Towns.

H. B. 1143, a bill to be entitled an act to amend the Charter of the City of Charlotte by rewriting Section 51 thereof, dealing with permanent improvements.

With a favorable report.

H. B. 1144, a bill to be entitled an act to amend Chapter 378 of the Session Laws of 1959 relating to vacancies occurring on the Mecklenburg County Board of Education.

With a favorable report, as amended.

H. B. 1185, a bill to be entitled an act to incorporate the Town of Bunnlevel in Harnett County, North Carolina.

With a favorable report.

S. B. 358, a bill to be entitled an act amending Article 12 of Chapter 130 of the General Statutes to authorize any sanitary district to contract with any city, town, village or political subdivision of the State for the treatment of the district's sewage in a sewage disposal or treatment plant owned and constructed or to be constructed by such city, town, village or political subdivision.

With a favorable report.

On motion of Representative Jordan the rules are suspended and the bill is placed on today's Calendar.

S. B. 360, a bill to be entitled an act to amend Article 12 of Chapter 130 of the General Statutes of North Carolina, to authorize a sanitary district created under this Chapter to merge with a city or town by ma-



jority vote of the qualified voters of both the sanitary district and the city or town.

With a favorable report.

On motion of Representative Jordan the rules are suspended and the bill is placed on today's Calendar.

S. B. 361, a bill to be entitled an act to amend the Charter of the Town of Rowland regarding election and terms of office of town officials.

With a favorable report.

S. B. 376, a bill to be entitled an act abolishing the office of Treasurer of Cabarrus County.

With a favorable report.

S. B. 388, a bill to be entitled an act to amend the Charter of the City of Hendersonville in Henderson County with reference to the power to borrow money and issue bonds and levy taxes for the payment of the principal and interest thereof, and to repeal Sections 2 to 5, inclusive, of Chapter 100 of the Private Laws of 1927, relating to the City of Hendersonville, and all laws and parts of laws in conflict with the provisions of this Act.

With a favorable report.

S. B. 415, a bill to be entitled an act authorizing the Board of Commissioners of the City of Albemarle to call an election upon the question of adopting a City Manager Form of Government for the City of Albemarle.

With a favorable report.

S. B. 423, a bill to be entitled an act to set the salaries of certain officials of the City of Charlotte and Mecklenburg County.

With a favorable report.

S. B. 443, a bill to be entitled an act authorizing and empowering the City Council of the City of Salisbury to open, widen and extend streets within said City and setting forth the procedure therefor, including the procedure for acquiring land necessary for the purpose of widening, extending, or opening any street within the said City.

With a favorable report.

By Representative Henley, for the Committee on Education.

H. B. 1103, a bill to be entitled an act to establish a study commission to inquire into the operation and administration of the driver training program and the feasibility of requiring all persons under the age of twenty-one, when applying for drivers' licenses, to have taken a driver training course.

With a favorable report, as amended.

S. B. 412, a bill to be entitled an act to appoint Robert Stiles a member of the Board of Education of Cherokee County to replace Allen Brendle, resigned.

With a favorable report.

By Representative Wicker, for the Committee on Finance.

H. B. 660, a bill to be entitled an act to provide for sales tax exemptions for small businesses personally owned and individually operated by blind merchants not operating under the supervision of the Commission for the Blind.

With a favorable report.

H. B. 1069, a bill to be entitled an act authorizing the Town of Shallotte and the Town of Ocean Isle to establish an airport commission which commission shall be vested with the power of eminent domain and the power to issue bonds or other securities or obligations for the purpose of providing funds for the acquisition of lands, construction and operation of said airport facility together with all powers as set out in Chapter 63 of the General Statutes of North Carolina.

With a favorable report.

H. B. 1152, a bill to be entitled an act to amend General Statutes 105-74 and General Statutes 105-85 relating to State license taxes on pressing clubs, dry cleaning plants, hat blockers and laundries.

With a favorable report.

On motion of Representative Wicker the rules are suspended and the bill is placed on today's Calendar.

H. B. 1162, a bill to be entitled an act to require the County Commissioners of Chatham County to turn into the general fund all taxes collected for the year 1959 and all prior years.

With a favorable report.

H. B. 1166, a bill to be entitled an act to amend General Statutes 105-85 to limit laundry license taxes levied by cities and towns.

With a favorable report.

H. B. 1184, a bill to be entitled an act to provide for an election in the City of Kinston and the Kinston School District on the question of levying an ad valorem tax for the operation of a bus system.

With a favorable report.

H. B. 1195, a bill to be entitled an act to authorize the Board of County Commissioners of Yadkin County and the governing body of the Town of Yadkinville to provide for the maintenance of a county library in Yadkin County.

With a favorable report.

On motion of Representative Harding the rules are suspended and the bill is placed on today's Calendar.

By Representative Davis of Lenoir, for the Committee on Health.

H. B. 1125, a bill to be entitled an act relating to the disposal of dead and diseased poultry at commercial poultry farms.

With a favorable report.

S. B. 402, a bill to be entitled an act to amend Chapter 57 of the General Statutes and various sections of Chapter 58 of the General Statutes related thereto in order to make the same applicable to dental service corporations.

With a favorable report.

By Representative Whitehurst, for the Committee on Insurance.

H. B. 1146, a bill to be entitled an act to amend General Statutes 97-7 to clarify the status of governmental units acting as self-insurers under the Workmen's Compensation Act of North Carolina.

With a favorable report.

S. B. 242, a bill to be entitled an act to amend General Statutes 58-250.1, relating to notice to the insured as to the effect of misrepresentations and omission of information in application for hospitalization insurance policies and right of such person to return the policy and receive a full refund of premium.

With a favorable report.

By Representative Wooten, for the Committee on Judiciary No. 1.

H. B. 1133, a bill to be entitled an act to amend General Statutes 14-106 and General Statutes 14-107 relating to the issuance of worthless checks and the obtaining of property in return for said checks.

With an unfavorable report.

H. B. 1153, a bill to be entitled an act making it unlawful to possess certain athletic contest handicap tickets or sheets which could be used for gambling purposes.

With a favorable report, as amended.

H. B. 1154, a bill to be entitled an act making it unlawful to transmit by telephone, telegraph or electronic means certain information or estimates as to athletic contests which could be used for gambling purposes.

With a favorable report, as amended.

H. B. 1179, a bill to be entitled an act to amend Chapter 89 of the General Statutes, relating to corporate or partnership practice of engineering.

With a favorable report.



By Representative Harris of Wake, for the Committee on Local Government.

H. B. 553, a bill to be entitled an act to establish a public law library for public officials, courts, and others in Carteret County.

With an unfavorable report as to bill, favorable as to committee substitute bill.

On motion of Representative Harris of Wake the substitute bill is adopted and placed on the Calendar.

H. B. 981, a bill to be entitled an act to extend the time for revaluation and reassessment of real property in Harnett County.

With an unfavorable report.

S. B. 370, a bill to be entitled an act to amend Section 160-249 of the General Statutes to provide for the billing and collecting of charges for sewerage service provided by municipalities which do not also provide water service.

With a favorable report.

S. B. 389, a bill to be entitled an act to amend Chapter 22, Session Laws of 1951, relating to the compensation of the Mayor and members of the City Council of the City of Durham.

With a favorable report.

S. B. 400, a bill to be entitled an act to amend General Statutes 160-204 to permit municipal corporations to acquire property for purposes of fire departments and fire stations.

With a favorable report.

S. B. 403, a bill to be entitled an act to amend Chapter 225 of the Private Laws of 1927, relating to the Charter of the Town of Newport in Carteret County.

With a favorable report.

S. B. 404, a bill to be entitled an act relating to investment of non-current funds of Carteret County.

With an unfavorable report.

S. B. 416, a bill to be entitled an act to allow the Board of Commissioners of the City of Albemarle to establish by ordinance a retirement or pension fund for the employees of the City of Albemarle.

With a favorable report.

S. B. 418, a bill to be entitled an act to amend General Statutes 7-70 relating to the terms of Superior Court to be held in Greensboro Division of Guilford County.

With a favorable report.

S. B. 438, a bill to be entitled an act to amend Chapter 697, Session Laws 1951, as amended by Chapter 993, Session Laws 1953, relating to providing a supplement to the retirement allowances of certain employees of the City of Durham and County of Durham.

With a favorable report.

By Representative Gregory of Harnett, for the Committee on Salaries and Fees.

H. B. 1155, a bill to be entitled an act relating to the equalization and adjustment of salaries of certain county officials of Stokes County.

With a favorable report.

On motion of Representative Rodenbough the rules are suspended and the bill is placed on its immediate passage.

The bill passes its second and third readings and is ordered sent to the Senate.

H. B. 1157, a bill to be entitled an act to amend Chapter 920, Session Laws of 1951, concerning the compensation of the Board of Education of Northampton County.

With a favorable report.

S. B. 450, a bill to be entitled an act relating to the compensation of certain officials of Halifax County.

With a favorable report.

By Representative Sermons, for the Committee on Wildlife Resources.

S. B. 318, a bill to be entitled an act to prohibit the taking of game from public highways in Edgecombe County.

With a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representatives Henley and High:

H. B. 1221, a bill to be entitled an act to amend Chapter 153 of the General Statutes of North Carolina relating to the investment of county funds of Cumberland County.

Referred to Committee on Calendar.

And,

H. B. 1222, a bill to be entitled an act to authorize the enactment of an ordinance regulating the subdivision of land within the City of Fayetteville and one mile thereof and other purposes.

Referred to Committee on Calendar.

By Representative High:

H. B. 1223, a bill to be entitled an act to appropriate from the Contingency and Emergency Fund the sum of fifteen thousand dollars to the North Carolina Symphony Society, Incorporated, to cover a deficit in operating expenses for the fiscal year 1960-1961.

Referred to Committee on Appropriations.

By Representative Davis of Lenoir:

H. B. 1224, a bill to be entitled an act to create a law enforcement officers emergency fund for the Lenoir County Peace Officers Benefit Association.

Referred to Committee on Calendar.

By Representative Wallace:

H. B. 1225, a bill to be entitled an act to provide for the election of members of the Montgomery County Board of Education and to fix their terms of office.

On motion of Representative Wallace the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representative Wicker:

H. B. 1226, a bill to be entitled an act to amend Article 5 of Chapter 105 of the General Statutes by repealing the tax on wholesale sales.

Referred to Committee on Finance.

By Representative Kennedy:

H. B. 1227, a bill to be entitled an act to amend General Statutes 52-12.2 so as to validate certain conveyances between husband and wife.

Referred to Committee on Calendar.

By Representative Zollicoffer:

H. B. 1228, a bill to be entitled an act to amend Article 9 of Chapter 136 of the General Statutes to require the recordation of a memorandum of action with the Register of Deeds and to correct certain errors in said Article.

Referred to Committee on Calendar.

By Representative Speed:

H. B. 1229, a bill to be entitled an act relating to the ad valorem taxation of tobacco in Franklin County.



Referred to Committee on Calendar.

MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 5, a bill to be entitled an act to authorize the issuance of forty-seven million, five hundred and five thousand dollars of bonds of the State to provide for capital improvements for State institutions and agencies subject to a vote of the qualified voters of the State.

The bill passes its first reading and is referred to Committee on Finance.

S. B. 6, a bill to be entitled an act to authorize the issuance of six million, one hundred and eighty-nine thousand dollars of bonds of the State to provide for capital improvements for State institutions and agencies.

The bill passes its first reading and is referred to Committee on Finance.

H. B. 10, a bill to be entitled an act to make appropriations for current operations of the State's departments, bureaus, institutions, and agencies and for other purposes.

Returned for concurrence in Senate amendments.

On motion of Representative Woodard of Wilson the House concurs in the Senate amendments and the bill is ordered enrolled.

H. B. 15, a bill to be entitled an act to amend Article 15 of Chapter 53 of the General Statutes, so as to repeal the North Carolina Small Loans Act, and to adopt a North Carolina Consumer Finance Act.

Returned for concurrence in Senate amendments.

Representative Peel moves that consideration of the Senate amendments be set for Thursday, June 15, 1961.

Representative Braswell offers a substitute motion that the House do not concur in Senate amendments and requests appointment of Conferees.

Representative Coates moves that the motion of Representative Braswell be laid on the table. The motion prevails.

The question now recurs to the motion of Representative Peel, which motion prevails, and the bill is placed for consideration of the Senate amendments for Thursday, June 15, 1961.

H. B. 564, a bill to be entitled an act to strengthen the motor vehicle certificate of title laws by providing for a manufacturer's certificate of transfer for new motor vehicles and for the recordation and perfection of security interests in vehicles.

Returned for concurrence in Senate amendment.

On motion of Representative Lloyd the House concurs in the Senate amendment and the bill is ordered enrolled.

S. B. 392, a bill to be entitled an act to amend Chapter 66 of the General Statutes so as to provide for the licensing and regulation of Motor Clubs and Association by the Commissioner of Insurance, and to provide for fees in connection therewith.

Referred to Committee on Calendar.

S. B. 429, a bill to be entitled an act amending Chapter 806, Session Laws of 1953, relating to the Town of Murphy Electric Power Board and authorizing the board subject to approval of the Board of Commissioners of the town to borrow money.

Referred to Committee on Calendar.

S. B. 432, a bill to be entitled an act to amend General Statutes 160-227.1 so as to provide that Part 3A, Article 18, Chapter 160, of the General Statutes shall be applicable to Halifax County.

Referred to Committee on Calendar.

S. B. 451, a bill to be entitled an act to amend General Statutes 130-129, relating to the compensation of members of a Sanitary District Board.

Referred to Committee on Calendar.

S. B. 454, a bill to be entitled an act to amend General Statutes 153-9 relating to county plumbing inspectors to make the same apply to Rockingham County.

Referred to Committee on Calendar.

S. B. 455, a bill to be entitled an act to extend the corporate limits of the Town of Weldon, subject to a referendum election.

Referred to Committee on Calendar.

S. B. 461, a bill to be entitled an act to revise and restate the Charter of the City of Lumberton.

Passed first reading.

On motion of Representative Britt the rules are suspended and the bill is placed on the Calendar for today.

S. R. 485, a joint resolution inviting the Honorable John F. Kennedy, President of the United States, to participate in the dedicatory exercises of the restored Bennett House near Durham, North Carolina, on October 12, 1961, while visiting the University of North Carolina at Chapel Hill; and appointing an honorary committee to extend the invitation.

Referred to Committee on Calendar.

S. B. 488, a bill to be entitled an act amending General Statutes 105-422 so as to make the provisions of General Statutes 105-422 applicable to Iredell County.

Referred to Committee on Calendar.

S. B. 489, a bill to be entitled an act relating to the Statute of Limitations on drainage assessments as applied to Iredell County.

Referred to Committee on Calendar.

S. B. 490, a bill to be entitled an act relating to the Statute of Limitations on taxes and special assessments as applied to the City of Statesville.

Referred to Committee on Calendar.

S. B. 492, a bill to be entitled an act to amend H. B. 180, relating to the operation and control of Alcoholic Beverage Control Stores in the City of Sanford, Lee County, ratified on March 24, 1961.

Passed first reading.

On motion of Representative Wicker the rules are suspended and the bill is placed on its immediate passage.

Passes its second and third readings and is ordered enrolled.

#### SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER

Wednesday, June 14, 1961

MR. SPEAKER:

It is ordered that a message be sent the House of Representatives requesting the return of S. B. 461, entitled "a bill to be entitled an act to revise and re-state the Charter of the City of Lumberton", for further consideration by the Senate.

Respectfully

S/ S. RAY BYERLY

*Principal Clerk*

On motion of Representative Britt, and pursuant to the above message, the bill is ordered returned to the Senate.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1176, a bill to be entitled an act authorizing the Board of County Commissioners of Ashe County to levy a special tax for the construction of a county office building to house the welfare department and other county offices and agencies.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Mr. Speaker Hunt, Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford,



Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicofer—119.

Those voting in the negative are: None.

H. B. 1180, a bill to be entitled an act to amend Chapter 206 of the Session Laws of 1961 relating to the establishment and operation of a County Library in Wake County and the authorization to establish library branches within incorporated cities of Wake County.

Passes its third reading by the following vote, as amended, and is ordered engrossed.

Those voting in the affirmative are: Mr. Speaker Hunt, Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicofer—119.

Those voting in the negative are: None.

H. B. 1188, a bill to be entitled an act to amend General Statutes 105-37.1 relating to amusement license taxes, insofar as the same is applicable to Cabarrus County.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Mr. Speaker Hunt, Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efrid, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—119.

Those voting in the negative are: None.

S. B. 437, a bill to be entitled an act to revise and reorganize the Charter of the City of Reidsville in Rockingham County.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Mr. Speaker Hunt, Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efrid, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—119.

Those voting in the negative are: None.

S. B. 419, a bill to be entitled an act to authorize the County of Randolph to establish and operate a county library system and to authorize the participation in this system of municipal or other public libraries in Randolph County.



Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Mr. Speaker Hunt, Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efrid, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—119.

Those voting in the negative are: None.

H. B. 1192, a bill to be entitled an act amending and rewriting the Charter of the City of Wilmington.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Mr. Speaker Hunt, Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efrid, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—119.

Those voting in the negative are: None.



H. B. 1195, a bill to be entitled an act to authorize the Board of County Commissioners of Yadkin County and the governing body of the Town of Yadkinville to provide for the maintenance of a county library in Yadkin County.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Mr. Speaker Hunt, Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efrd, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—119.

Those voting in the negative are: None.

H. B. 789, a bill to be entitled an act to prohibit any person from hunting deer with a rifle having a bore larger than twenty-two (.22) caliber in Richmond County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1105, a bill to be entitled an act to provide that the members of the Richmond County Board of Education shall be nominated by the vote of the qualified voters of said County residing outside the boundaries of any city administrative unit.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1120, a bill to be entitled an act to amend General Statutes 14-129 relating to the taking et cetera of certain wild plants of another in Avery County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1136, a bill to be entitled an act to prevent the taking of deer on the Cape Fear River and its tributaries in Bladen County with the aid of boats.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1151, a bill to be entitled an act to authorize and direct the Person County Board of Education to name and appoint three trustees to care for, manage and improve the farm left in trust for the benefit of Cunningham School District under the will of the late Dr. John C. Terrell.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1156, a bill to be entitled an act to amend Chapter 350 of the Session Laws of 1943 relating to the jurisdiction of criminal cases of the Recorder's Court of Franklin County over cases within original jurisdiction of a justice of the peace.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1159, a bill to be entitled an act to amend Chapter 768, Session Laws of 1957, relating to the fees of Constables in Cumberland County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1182, a bill to be entitled an act to amend Chapter 128, Session Laws of 1941, by revoking Section 2 thereof which denied the Sheriff of Alamance County to right to name his chief deputy.

On motion of Representative Pickard the Committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 1183, a bill to be entitled an act amending Chapter 674, Session Laws of 1955, so as to remove Alamance County from the list of counties to which the provisions of said Act amending General Statutes 14-414 relating to the sale, possession, and use of explosive caps designed to be fired in toy cap pistols, do not apply.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1186, a bill to be entitled an act to provide for the examination of journeyman plumbers in Buncombe County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1196, a bill to be entitled an act to fix the same rate of discount for prepayment of municipal taxes as is now fixed for county taxes by Chapter 335, Session Laws of 1945, for municipalities in the County of Bladen.

Passes its second and third readings and is ordered sent to the Senate.

S. B. 331, a bill to be entitled an act to amend Chapter 1316 of the Session Laws of 1955 and to provide for the establishment of precincts for newly annexed property of the City of Wilson.

Passes its second and third readings and is ordered enrolled.

S. B. 358, a bill to be entitled an act amending Article 12 of Chapter 130 of the General Statutes to authorize any sanitary district to contract with any city, town, village or political subdivision of the State for the



treatment of the district's sewage in a sewage disposal or treatment plant owned and constructed or to be constructed by such city, town, village or political subdivision.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Mr. Speaker Hunt, Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoff—119.

Those voting in the negative are: None.

S. B. 360, a bill to be entitled an act to amend Article 12 of Chapter 130 of the General Statutes of North Carolina, to authorize a sanitary district created under this Chapter to merge with a city or town by majority vote of the qualified voters of both the sanitary district and the city or town.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Mr. Speaker Hunt, Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood,



Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—119.

Those voting in the negative are: None.

S. B. 384, a bill to be entitled an act to amend General Statutes 7-70 relating to the terms of Superior Court to be held in Cumberland County.

Passes its second and third readings and is ordered engrossed.

S. B. 424, a bill to be entitled an act to amend Chapter 206, Public-Local Laws, 1937 Session, as amended by Chapter 577, 1949 Session Laws, relating to the Grand Jury of Forsyth County.

Passes its second and third readings and is ordered enrolled.

S. B. 435, a bill to be entitled an act to amend General Statutes 7-70 relating to the terms of Superior Court to be held in Lee County.

Passes its second and third readings and is ordered enrolled.

S. B. 439, a bill to be entitled an act to allow the City of Durham to release any interest it and the public generally may have in certain lands for the purpose of permitting Homeland Investment Company, Incorporated, to cross overhead a part of Corcoran Street for private purposes.

Passes its second and third readings and is ordered enrolled.

H. B. 977, a bill to be entitled an act to amend Chapter 212 of the Session Laws of 1959 relating to the authority of certain counties of the State to call elections on the question of levying taxes for industrial development purposes.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Mr. Speaker Hunt, Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efrid, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifanakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—119.

Those voting in the negative are: None.

S. B. 78, a bill to be entitled an act to amend and supplement "The Revenue Act", being subchapter I of Chapter 105 of the General Statutes and Article 4 of Chapter 18 of the General Statutes, by removing certain exemptions from the retail sales and use tax, by adjusting the rate at which the sale or use of certain property shall be taxed and by adding an additional tax of two per cent upon the sale of spirituous liquors.

Representative Satterfield sends forward an amendment.

Representative Lloyd moves that the amendment lie on the table. The motion prevails.

Representative Satterfield sends forward a second amendment.

Representative Bell moves that the amendment lie on the table. The motion prevails.

The question now recurs to the passage of the bill on its third roll call reading.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Cohoon, Courtney, Davis of Lenoir, Delamar, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Frink, Galifianakis, Green, Greenwood, Griggs, Hamrick, Hardy, Hargett, Harriss of Rowan, Hawfield, Henley, High, Hill, Hines, Holcombe, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, Murphy, Newman, Nicholson, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Reid, Rodenbough, Satterfield, Sermons, Spruill, Taylor, Thomas, Thornburg, Umstead, Vaughn, Wallace, Watkins, West of Cherokee, Whitehurst, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Wilson, and Wooten—86.

Those voting in the negative are: Representatives Boger, Coffey, Cook, Crawford, Davis of Rowan, Dolley, Drummond, Fletcher, Garner, Godwin, Gregory of Halifax, Gregory of Harnett, Harding, Harris of Wake, Hicks, Isaac, Kiser, McMillan of Wake, Osteen, Randall, Riggs, Simpson, Slagle, Snyder, Speed, Story, Vogler, Wall, West of Clay, Whitley, Woodard of Northampton, and Zollicoffer—32.

H. B. 1152, a bill to be entitled an act to amend General Statutes 105-74 and General Statutes 105-85 relating to State license taxes on pressing clubs, dry cleaning plants, hat blockers and laundries.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Mr. Speaker Hunt, Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Har-



nett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—119.

Those voting in the negative are: None.

S. B. 177, a bill to be entitled an act to provide for the central registration of marriage certificates.

On motion of Representative Crawford the committee amendment is adopted.

Passes its second reading by the following vote, as amended, and remains on the Calendar.

Those voting in the affirmative are: Mr. Speaker Hunt, Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efrid, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—119.

Those voting in the negative are: None.

S. B. 422, a bill to be entitled an act relating to the compulsory inspection of poultry and poultry products.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Mr. Speaker Hunt, Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford,



Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efrd, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicofer—119.

Those voting in the negative are: None.

S. B. 440, a bill to be entitled an act to permit uniformed firemen to direct traffic and enforce motor vehicle laws and ordinances at the scene of fires.

Representative Andrews offers an amendment which is adopted.

Passes its second and third readings, as amended, and is ordered returned to the Senate for concurrence in House amendment.

#### ENROLLED BILLS

Representative Britt, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 908. A Joint Resolution urging the members of the North Carolina Delegation in the United States Congress to take appropriate steps to release undeveloped lands in the vicinity of John H. Kerr Reservoir in Vance County.

H. R. 1170. A Joint Resolution commending the East Carolina College Baseball Team upon winning the National Association of Inter-Collegiate Athletics Baseball Championship.

H. R. 1190. A Joint Resolution inviting the Honorable John F. Kennedy, President of the United States to participate in the Dedicatory exercises of the restored Bennett House near Durham, North Carolina, on October 12, 1961, while visiting the University of North Carolina at Chapel Hill: and appointing an Honorary Committee to extend the invitation.

S. B. 249. An Act to provide for the licensing of private detectives in North Carolina.

S. B. 297. An Act to amend Chapter 1211 of the Session Laws of 1959 relating to taxes upon insurance companies.

S. B. 352. An Act to consolidate and transfer all authority, control and administration of the public schools of Lee County to the Sanford-Lee County Board of Education, to authorize the levy of a supplemental school tax not in excess of twenty cents on the one hundred dollars valuation, and to provide for a referendum to determine whether or not this Act shall be effective.

S. B. 374. An Act relating to the lien on property for unpaid sewerage charges in the Town of Spindale.

S. B. 382. An Act to amend General Statutes 105-334, relating to the listing and assessing of all real and personal property and polls subject to taxation by cities and towns situated in two or more counties.

S. B. 397. An Act to amend Article 36 of Chapter 160 of the General Statutes relative to extension of corporate limits so as to make the same applicable to Iredell County.

S. B. 436. An Act to provide for the consolidation of the Leaksville Township Board of Education, the Madison-Mayodan City Board of Education, the Reidsville City Board of Education and the Rockingham County Board of Education.

H. B. 40. An Act relating to the filing of papers by the Clerk of Superior Court of Alexander County.

H. B. 465. An Act requiring a building permit in Haywood County, North Carolina.

H. B. 636. An Act to amend the General Statutes relating to the inspection of ice cream plants, creameries and cheese factories.

H. B. 704. An Act authorizing the qualified voters of the Town of Jamestown to vote upon the establishment of liquor control stores in the Town of Jamestown.

H. B. 712. An Act to require county, city or other municipal law enforcement officers operating motor vehicles to give warning before stopping another vehicle on the highway.

H. B. 726. An Act concerning the exercise of the power of eminent domain in connection with small watershed programs in Wake County.

H. B. 796. An Act to provide for the creation and enlargement of metropolitan sewerage districts and for the issuance thereby of general obligation bonds and revenue bonds.

H. B. 856. An Act amending Chapter 224, Private Laws of 1927, by adding the opening, clearing, grading, drainage, and otherwise improving streets, avenues and alleys dedicated for public use by a recorded map or plat to the classes of local improvements authorized by said Act.

H. B. 860. An Act relating to procedure in the County Criminal Court of Davie County.



H. B. 865. An Act to authorize the Board of County Commissioners of Johnston County to transfer the surplus in the sinking fund to the Agricultural Building Fund.

H. B. 871. An Act to incorporate the Town of Red Oak in Nash County.

H. B. 872. An Act to amend the Charter of the City of Raleigh, relating to the first meeting of a newly elected City Council.

H. B. 875. An Act to authorize the City Council of the City of Kinston and the Board of County Commissioners of Lenoir County to create and fix the powers of an Industrial-Agricultural Development Commission and to appropriate funds for the expenses thereof.

H. B. 877. An Act to authorize the Board of County Commissioners, in its discretion, to cause elections to be held in Hatteras or Kennakeet Townships in Dare County, for the purpose of determining whether or not beer and/or wine should be sold in either of said Townships.

H. B. 878. An Act to make General Statutes 153-10.1 concerning removal and disposal of trash and garbage applicable to Hoke County.

H. B. 882. An Act to prohibit the operation of pool rooms and billiard parlors on Sunday in Columbus County.

H. B. 887. An Act to accept the retrocession of jurisdiction over the area within the Camp Lejeune Military Reservation utilized by the State of North Carolina for portions of United States Highway 17 and North Carolina Highway 24.

H. B. 889. An Act to amend General Statutes 153-10.1 relating to the authority of the Board of County Commissioners of Transylvania County to regulate the removal and disposal of trash and garbage.

H. B. 903. An Act to amend Chapter 596 of the Session Laws of 1949, the same being the Charter of the Town of Wallace, relating to town purchase procedures and contracts for town improvements.

H. B. 913. An Act to incorporate the Town of Nags Head in Dare County.

H. B. 915. An Act to amend Section 9.35½, Article 2, Chapter 153, of the General Statutes of North Carolina relating to the promotion of soil conservation work, so as to make it apply to Stokes County.

H. B. 918. An Act to provide that municipal elections in the Town of Ronda in Wilkes County shall be regulated and controlled as provided by Article 3 of Chapter 160 of the General Statutes of North Carolina.

H. B. 920. An Act to amend General Statutes 153-9(9) relating to designating sites for county buildings.

H. B. 938. An Act authorizing the Catawba Heights Sanitary District in Gaston County to elect five members to the Sanitary District Board to serve staggered terms.



H. B. 941. An Act to authorize and empower the Bailiff of the Gaston County Domestic Relations and Juvenile Court to serve certain papers.

H. B. 946. An Act to authorize the Board of Commissioners of Alexander County to appropriate nontax funds for industrial development purposes.

H. B. 954. An Act to amend Chapter 674 of the 1955 Session Laws so as to permit the sale, possession and use of explosive caps designed to be fired in toy cap pistols in New Hanover County.

H. B. 955. An Act to amend General Statutes 153-9 relating to fixing certain fees in Moore County.

H. B. 957. An Act to amend General Statutes 20-51 so as to exempt from registration farm trailers hauling silage from place to place.

H. B. 958. An Act to authorize the Asheboro City Board of Education to convey certain lands at private sale to the State of North Carolina.

H. B. 964. An Act pertaining to the impounding of dogs in Beaufort County.

H. B. 965. An Act amending Chapter 924, Session Laws of 1949, by authorizing and empowering the Governing Body of the City of Durham to construct local improvements on the public streets and alleys and specially assessing the cost or a portion of the cost thereof against abutting property.

H. B. 969. An Act to amend Article I of Chapter 700, Session Laws of 1947, relating to the Charter of the Town of Jamestown.

H. B. 970. An Act to amend Chapter 174 of the 1905 Private Laws relating to the day of election of Mayor and Commissioners in the Town of Magnolia, Duplin County.

H. B. 993. An Act to define "twisting" with respect to insurance policies and to provide penalties in the event of twisting.

H. B. 1024. An Act authorizing the Board of Commissioners of the Rural Hall Sanitary District in Forsyth County to regulate and limit vehicular parking on streets and highways within said District.

H. B. 1172. An Act to authorize the Mayor and Board of Aldermen of the Town of Spencer to convey, without cost, to Rowan County certain property.

On motion of Representative Kerr the House takes a recess until 3 o'clock P. M.

#### AFTERNOON SESSION

June 14, 1961

The House meets pursuant to its recess, Mr. Speaker Hunt presiding.

On motion of Representative Godwin, the following from Gates County are made honorary pagettes and pages, respectively, of the House of Rep-

representatives: Margaret Clay Seiling, Anna Freeman, Gretchen Vann Godwin, Evelyn Godwin, Mabel Hayes Godwin, Joseph Ray Freeman, III, William Paul Seiling, and Walter Hayes Godwin.

On motion of Representative Godwin, David and Ned Godwin of Texas are made honorary pages of the House of Representatives.

On motion of Representative Rodenbough, Charles Dyson Rodenbough, Jr. of Rockingham County is made an honorary page of the House of Representatives.

On motion of Representative Hines the following from Guilford County are made honorary pagettes and pages, respectively, of the House of Representatives: Sarah Alice Welch, Sally Jo Welch, Patricia Ann Herring, Lynda Darnelle Herring, Mary Elizabeth Hines, Donald Wayne Dixon, Robert Horace Hood, Robert Douglas Clayton, Samuel Steven Clayton, Stephen Rustin Ballard, William Brantley Mathis, John Clinton Wyatt, and Joseph Daniel Herring, Jr.

#### STATEMENT BY MEMBER

June 14, 1961

Since the convening of the 1961 Session of the General Assembly, I have stated on all occasions that I was opposed to any tax on food. I took this position because of the many people upon whom this tax would impose a hardship. During this Session, I have consistently voted for every measure offered which would replace the food tax. My record will show that in spite of overwhelming odds, I voted for all action which would have placed the tax on luxuries rather than necessities.

After exhausting every means to defeat the tax on food, I realized that our efforts were in vain. Since I have always voted for, and supported every measure for the improvement of our schools, I had no choice but to vote for the present "Quality Education" Bill—having done this for the benefit of our young people of Pamlico County and the future of North Carolina. This is my reason for voting for the Administration's Revenue Bill.

It is my sincere hope that subsequent Sessions of the General Assembly will find sources of revenue to support our public institutions and schools other than a tax on food.

S/ NED E. DELAMAR

#### ENGROSSED BILLS

Representative Thomas, for the Committee on Engrossed Bills, reports the following bills and resolutions have been carefully considered, found properly engrossed, and asks that they be sent to the Senate.

It is so ordered.

H. B. 1180, a bill to be entitled an act to amend Chapter 206 of the Session Laws of 1961 relating to the establishment and operation of a County Library in Wake County and the authorization to establish library branches within incorporated cities of Wake County.

H. B. 1182, a bill to be entitled an act to amend Chapter 128, Session Laws of 1941, by revoking Section 2 thereof which denied the Sheriff of Alamance County the right to name his chief deputy.

#### REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Representative Woodard of Wilson, for the Committee on Appropriations.

H. B. 274, a bill to be entitled an act to provide subsistence allowances for certain officers of the General Assembly.

With an unfavorable report.

H. R. 350, a joint resolution authorizing the appointment of a Commission for the purpose of making a study and report on the potential benefits which may be possible through a reorganization of school administrative units and to report the recommendations of the Commission to the 1963 Session of the General Assembly.

With an unfavorable report.

H. B. 356, a bill to be entitled an act to amend General Statutes 115-168 and General Statutes 115-79 relating to school attendance personnel.

With an unfavorable report.

H. B. 377, a bill to be entitled an act to appropriate the sum of \$372,500 to the North Carolina Armory Commission to be expended for the purchase of land and the construction of a military center for the North Carolina National Guard.

With an unfavorable report.

H. R. 335, a joint resolution commending the members of the Commission to study the cause and control of cancer in North Carolina together with the North Carolina Division of the American Cancer Society, the Medical Society of North Carolina and the State Board of Health, and providing for the continuance of this Commission during the next biennium.

With a favorable report.

H. B. 391, a bill to be entitled an act appropriating funds to establish a Museum-Visitor Center at Aycock Birthplace State Historic Site.

With a favorable report.



H. B. 501, a bill to be entitled an act to amend Chapter 132 of the General Statutes to clarify the authority of the State Department of Archives and History to conduct a records management and preservation program.

With a favorable report, as amended.

H. B. 925, a bill to be entitled an act to fix the compensation of employees of the General Assembly.

With an unfavorable report as to bill, favorable as to committee substitute bill.

On motion of Representative Woodard of Wilson the substitute bill is adopted.

H. B. 535, a bill to be entitled an act to increase to nine cents the mileage allowance for the use of personal automobiles of State employees required to travel on official State business.

With an unfavorable report.

H. B. 682, a bill to be entitled an act to amend General Statutes 20-185 so as to provide certain benefit allowances for the Director, Assistant Director, and Driver Education Representatives of the Driver Education and Accident Records Division of the Department of Motor Vehicles.

With an unfavorable report.

H. B. 659, a bill to be entitled an act to amend General Statutes 116-53 relating to purposes for which appropriations may be expended for community colleges.

With a favorable report.

H. B. 713, a bill to be entitled an act to provide sick leave for teachers and principals in the public schools.

With an unfavorable report.

H. B. 751, a bill to be entitled an act to appropriate funds to provide for the preservation, maintenance and operation of the Cupola House and the Penelope Barker House in Chowan County.

With a favorable report.

H. B. 714, a bill to be entitled an act to authorize the employment of one hundred additional State Highway Patrolmen and to appropriate funds therefor.

With a favorable report, as amended.

H. B. 813, a bill to be entitled an act appropriating to the Moore's Creek Battleground Association the sum of five hundred dollars for each year of the biennium for the celebration of the Battle of Moore's Creek Bridge.

With a favorable report.

H. B. 848, a bill to be entitled an act to promote the development of community alcoholism programs.

With a favorable report.

H. B. 933, a bill to be entitled an act to authorize the State Board of Education to conduct an experimental or pilot program in two or more school administrative units based upon merit pay for teachers who excel in their profession and to appropriate funds for the expenses of the program.

With a favorable report.

H. B. 838, a bill to be entitled an act to increase the salaries of the several solicitors of the solicitorial districts of the State of North Carolina.

With a favorable report.

H. B. 998, a bill to be entitled an act to rewrite Article 29A of Chapter 143 of the General Statutes so as to provide for the establishment of the Governor's Committee on Employment of the Handicapped.

With a favorable report.

H. B. 1014, a bill to be entitled an act for the relief of Charles B. Goodman.

With a favorable report.

H. B. 1027, a bill to be entitled an act to establish an Advisory Commission for the State Museum of Natural History.

With a favorable report.

H. B. 1042, a bill to be entitled an act to furnish the Chairman of the State Board of Education with a secretary and to appropriate funds for the compensation of said secretary.

With a favorable report, as amended.

H. R. 1065, a joint resolution relating to appropriation of surplus funds of the State of North Carolina.

With an unfavorable report.

H. B. 1076, a bill to be entitled an act for the relief of Larry Dayton Hudson.

With an unfavorable report.

H. B. 1101, a bill to be entitled an act to provide for the appointment of a poet laureate for North Carolina and to provide an honorarium therefor.

With an unfavorable report.

H. R. 1122, a joint resolution creating a commission to study the impact of state sovereignty upon financing of local governmental services and functions in North Carolina.

With a favorable report.

H. B. 1168, a bill to be entitled an act to provide for a Curator to work in the State Museum of Natural History and the Wade Hampton Museum.

With a favorable report.

H. B. 1177, a bill to be entitled an act to appropriate funds for visually handicapped students in North Carolina.

With a favorable report.

H. B. 1189, a bill to be entitled an act to provide a deficiency appropriation for the Agricultural and Technical College at Greensboro for the fiscal year 1960-61.

With a favorable report.

S. B. 148, a bill to be entitled an act to establish annual awards for outstanding achievements by citizens of North Carolina.

With a favorable report, as amended.

S. R. 322, a joint resolution authorizing the Governor to appoint a commission to study and make recommendations for the development, growth and advancement of small business enterprises in North Carolina.

With an unfavorable report.

S. B. 342, a bill to be entitled an act to amend Chapter 1371 of the Session Laws of 1957 relating to the North Carolina Stonewall Jackson Memorial Fund.

With a favorable report.

H. B. 202, a bill to be entitled an act to appropriate to the Department of Insurance sufficient funds with which to employ a rescue squad instructor.

With a favorable report.

H. B. 926, a bill to be entitled an act relative to the compensation of the sub-officers of the General Assembly.

With an unfavorable report as to bill, favorable as to committee substitute bill.

On motion of Representative Woodard of Wilson the substitute bill is adopted.

H. B. 1086, a bill to be entitled an act to expand the salt marsh mosquito control program by drainage and diking marsh lands.

With a favorable report, as amended.

By Representative Wicker, for the Committee on Finance.

H. B. 511, a bill to be entitled an act to afford tax relief for individuals constructing family fallout shelters.

With a favorable report, as amended.



H. B. 843, a bill to be entitled an act to amend General Statutes 20-38(bb) with regard to the definition of special mobile equipment for vehicle registration purposes.

With a favorable report, as amended.

H. B. 1161, a bill to be entitled an act to amend General Statutes 105-116 and General Statutes 105-120 to increase the amount distributed to municipalities thereunder.

With a favorable report, as amended.

S. B. 5, a bill to be entitled an act to authorize the issuance of Forty-Seven Million, Five Hundred and Five Thousand Dollars of Bonds of the State to provide for capital improvements for State Institutions and Agencies subject to a vote of the qualified voters of the State.

With a favorable report.

S. B. 6, a bill to be entitled an act to authorize the issuance of Six Million, One Hundred and Eighty-Nine Thousand Dollars of Bonds of the State to provide for capital improvements for State Institutions and Agencies.

With a favorable report.

By Representative Harris of Wake, for the Committee on Local Government.

H. B. 1071, a bill to be entitled an act to amend Chapter 123 of the Public-Local Laws of 1929, relating to an emergency and pension fund for the law enforcement officers of Wake County, so as to include certain State Highway Patrolmen.

With a favorable report.

S. B. 211, a bill to be entitled an act to amend Chapter 324, Session Laws of 1955, relating to the fees to be charged by the Sheriff and other law enforcement officers of Wake County.

With a favorable report, as amended.

S. B. 406, a bill to be entitled an act to redefine the corporate limits of the City of Laurinburg, and to provide for the regulation of parks, streets, and subdivisions within one mile of the corporate limits.

With a favorable report.

By Representative Braswell, for the Committee on Justices of the Peace.

S. B. 447, a bill to be entitled an act to validate the acts of Earl Mason, a Justice of the Peace in Carteret County, between March 11, 1959 and May 3, 1960.

With a favorable report.

By Representative Byrum, for the Committee on Propositions and Grievances.

S. B. 230, a bill to be entitled an act to amend General Statutes 18-39 relating to the location of liquor stores.

With a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representative Jackson:

H. B. 1230, a bill to be entitled an act to authorize the Town of Murfreesboro to convey all its right, title, interest and estate in certain lands at private sale to the Trustees of the Murfreesboro Civic Council.

On motion of Representative Jackson the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representative Sermons:

H. B. 1231, a bill to be entitled an act to amend General Statutes 113-15.1 relating to the authority of the Division of Community Planning of the Department of Conservation and Development.

Referred to Committee on Calendar.

By Representatives Kennedy, Hicks, Vogler, and Belk:

H. B. 1232, a bill to be entitled an act to amend General Statutes 9-4 relating to jurors in Mecklenburg County.

Referred to Committee on Calendar.

By Representatives Drummond, Hamrick and Wood:

H. B. 1233, a bill to be entitled an act to authorize the State Board of Education in its discretion to permit classified principals and supervisors in the public schools to be paid salaries on an annual basis in twelve equal monthly installments.

Referred to Committee on Calendar.

By Representative Wallace:

H. B. 1234, a bill to be entitled an act to allow travel allowance to the Chairman and members of the Board of County Commissioners of Montgomery County.

Referred to Committee on Calendar.

By Representatives High and Henley:

H. B. 1235, a bill to be entitled an act relating to the expenses of certain state officials.

Referred to Committee on Calendar.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed as follows:

S. B. 7, a bill to be entitled an act to make appropriations for capital improvements of State institutions, departments, and agencies and construction of buildings and permanent improvements for the State.

Referred to Committee on Appropriations.

S. B. 466, a bill to be entitled an act to authorize the Director of the Budget to transfer six hundred thousand dollars in 1960-1961 surplus prison department operating and maintenance funds to capital improvement funds for the purpose of constructing a prison hospital.

Referred to Committee on Appropriations.

S. B. 452, a bill to be entitled an act to amend General Statutes 105-74 and General Statutes 105-85 relating to State license taxes on pressing clubs, dry cleaning plants, hat blockers and laundries.

Referred to Committee on Finance.

S. B. 458, a bill to be entitled an act to implement Article III, Section 12, of the Constitution of North Carolina, as amended.

Referred to Committee on Calendar.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 353, a bill to be entitled an act to divide North Carolina into eleven congressional districts.

Representative Taylor offers an amendment.

Representative Whitehurst moves the amendment lie on the table. The motion prevails.

Representative Taylor offers a second amendment.

Representative Harding moves the amendment lie on the table. The motion prevails.

Representative Gregory of Harnett offers an amendment.

Representative Hardy moves the amendment lie on the table. The motion prevails.

Representative Speed offers an amendment.



Representative Lloyd moves the amendment lie on the table. The motion prevails.

Representative Kemp calls the previous question. The call is sustained.

Representative Belk calls for the Ayes and Noes. The call sustains.

Passes its second reading by the following vote.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Bell, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Cohoon, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Drummond, Eagles, Everett, Fearing, Ferrell, Frink, Galifanakis, Godwin, Green, Greenwood, Griggs, Hardy, Hargett, Harriss of Rowan, Henley, Holcombe, Jackson, Johnson, Jones, Jordan, Lane, Leatherwood, Lloyd, Lupton, McLaughlin, McMillan of Robeson, McMillan of Wake, Murphy, Newman, Owens, Palmer, Peel, Phelps, Potts, Quinn, Ramsey, Reid, Riggs, Rodenbough, Satterfield, Sermons, Speed, Spruill, Thomas, Umstead, Vaughn, Wall, Watkins, Whitehurst, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, and Wooten—74.

Those voting in the negative are: Representatives Belk, Blue, Coffey, Cook, Dolley, Efrd, Fletcher, Garner, Gregory of Halifax, Gregory of Harnett, Hamrick, Harding, Harris of Wake, Hicks, High, Hill, Hines, Isaac, Kemp, Kennedy, Kerr, Kiser, Leatherman, Martin, McFadyen, Nicholson, Osteen, Pickard, Randall, Simpson, Slagle, Story, Taylor, Thornburg, Vogler, Wallace, West of Cherokee, West of Clay, Whitley, Wicker, and Zollcoffer—41.

The following pairs are announced: Representative Felmet votes "Aye", were Representative Snyder present he would vote "Noe"; were Representative McPherson present he would vote "Aye", Representative Hawfield votes "Noe".

Representative Wallace objects to the third reading and on motion of Representative Kemp, the bill is placed on the Calendar as a third special order for Thursday, June 15, 1961.

#### STATEMENT BY MEMBER

June 14, 1961

Mr. Speaker, Ladies and Gentlemen of the House:

As Chairman of the Committee on Congressional Districts it has been my duty to explain on the floor of the House S. B. 353, which by vote of seven to four was reported favorably from the Committee on Congressional Districts.

Complying with the wish of a majority of the Committee I have endeavored to present this matter to the full membership of the House as fairly and as equitably as possible.

The purpose of the statement is to record myself as opposing S. B. 353. After months of considering all facts and factors involved in the issue of Congressional redistricting I have been led to conclude positively that the North Carolina Congressional Districts, as drawn in this Bill, give certain sections of the State an inordinate voice in the affairs of the Federal Government and violate the basic concept of representative government. This measure does not, in my opinion, give proper consideration to population, communication or community of interest. Further, I believe that enactment of this Bill will do serious and irreparable damage to the Democratic Party, particularly in the Piedmont and Western sections of North Carolina. It is my opinion that this Bill brings about a Congressional alignment that will be impossible to defend before the general public of this State.

Therefore, Mr. Speaker and Ladies and Gentlemen of the House, I have no choice but to vote against this measure because to do otherwise would do violence to my conscience.

S/ ED KEMP

On motion of Representative Crawford, seconded by Representative Newman, the House adjourns to meet tomorrow at 11 A. M.

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## ONE HUNDRED TENTH DAY

HOUSE OF REPRESENTATIVES  
Thursday, June 15, 1961

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hunt.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Greenwood, for the Committee on the Journal, reports the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Lane, the courtesies of the floor are extended the Honorable Carroll Holmes, a former member of the House of Representatives from Perquimans County.

On motion of Representative Womble, H. B. 1121 entitled, "a bill to be entitled an act to establish a law library for the public officials and courts in Brunswick County, and to provide for equipping and furnishing the courtroom in the Brunswick County Courthouse" is withdrawn from the Committee on Library and re-referred to the Committee on the Calendar.

On motion of Representative Quinn, S. B. 362 entitled, "a bill to be entitled an act to establish minimum speed limits on certain portions of the highways" is withdrawn from the Committee on Roads and Highway Safety and re-referred to the Committee on the Calendar.

On motion of Representative Woodard of Wilson, H. B. 473 entitled, "a bill to be entitled an act appropriating funds for the development of the birthplace of President Andrew Jackson" is withdrawn from the Committee on Appropriations and re-referred to the Committee on the Calendar.

#### REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Representative Woodard, for the Committee on Appropriations.

H. B. 1198, a bill to be entitled an act to appropriate funds for the Department of Labor, Apprenticeship Training Division.

With a favorable report.

H. B. 1223, a bill to be entitled an act to appropriate from the Contingency and Emergency Fund the sum of fifteen thousand dollars to the North Carolina Symphony Society, Incorporated, to cover a deficit in operating expenses for the fiscal year 1960-1961.

With a favorable report.

Committee Substitute for S. B. 7, a bill to be entitled an act to make appropriations for capital improvements of State institutions, departments, and agencies and construction of buildings and permanent improvements for the State.

With a favorable report.

S. B. 466, a bill to be entitled an act to authorize the Director of the Budget to transfer six hundred thousand dollars in 1960-1961 surplus Prison Department operating and maintenance funds to capital improvement funds for the purpose of constructing a prison hospital.

With a favorable report.

By Representative Zollicoffer, for the Committee on Calendar.

H. B. 1118, a bill to be entitled an act to amend General Statutes 143 known as the Executive Budget Act in order to clarify the authority of the State to operate a central payroll unit and make deposits and disbursements necessary to such operation.

With a favorable report.

H. B. 1119, a bill to be entitled an act amending General Statutes 14-250 relating to the marking of publicly owned vehicles.

With a favorable report.

H. R. 1149, a joint resolution creating a Commission to study the tax structure of the State with respect to any inequities therein and with particular reference to the sales and use tax and license tax schedules and the tax structure as relates to cooperatives.



With a favorable report.

H. B. 1211, a bill to be entitled an act to authorize the governing body of the Town of Weldon in Halifax County to tax as a part of the court costs in all actions and cases heard in Mayor's Court of said Town of Weldon a patrol fee of \$2.00.

With a favorable report.

H. B. 1221, a bill to be entitled an act to amend Chapter 153 of the General Statutes of North Carolina relating to the investment of county funds of Cumberland County.

With an unfavorable report.

H. B. 1224, a bill to be entitled an act to create a Law Enforcement Officers Emergency Fund for the Lenoir County Peace Officers Benefit Association.

With a favorable report.

H. B. 1227, a bill to be entitled an act to amend General Statutes 52-12.2 so as to validate certain conveyances between husband and wife.

With a favorable report, as amended.

H. B. 1228, a bill to be entitled an act to amend Article 9 of Chapter 136 of the General Statutes to require the recordation of a memorandum of action with the Register of Deeds and to correct certain errors in said Article.

With a favorable report.

H. B. 1229, a bill to be entitled an act relating to the ad valorem taxation of tobacco in Franklin County.

With a favorable report.

H. B. 1231, a bill to be entitled an act to amend General Statutes 113-15.1 relating to the authority of the Division of Community Planning of the Department of Conservation and Development.

With a favorable report.

H. B. 1232, a bill to be entitled an act to amend General Statutes 9-4 relating to jurors in Mecklenburg County.

With a favorable report.

H. B. 1233, a bill to be entitled an act to authorize the State Board of Education in its discretion to permit classified principals and supervisors in the public schools to be paid salaries on an annual basis in twelve equal monthly installments.

With a favorable report.

H. B. 1234, a bill to be entitled an act to allow travel allowance to the Chairman and members of the Board of County Commissioners of Montgomery County.

With a favorable report.

H. B. 1235, a bill to be entitled an act relating to the expenses of certain State officials.

With a favorable report.

S. B. 276, a bill to be entitled an act to prohibit the State Prison Department from using unguarded prison labor in State buildings where women are housed or employed or in State buildings where women frequent and use said buildings for business purposes.

With a favorable report.

S. B. 379, a bill to be entitled an act to authorize the erection of an appropriate memorial upon the lands of the Morrow Mountain State Park honoring the memory of James McKnight Morrow who was largely responsible for the establishment of this Park.

With a favorable report.

S. B. 387, a bill to be entitled an act to amend General Statutes 130-17 so as to limit the power of local boards of health to make charges for sanitary inspections of certain dairies.

With an unfavorable report.

S. B. 392, a bill to be entitled an act to amend Chapter 66 of the General Statutes so as to provide for the licensing and regulation of Motor Clubs and Associations by the Commissioner of Insurance, and to provide for fees in connection therewith.

With a favorable report.

S. B. 427, a bill to be entitled an act to amend Section 1-109 of the General Statutes relating to plaintiff's prosecution bond.

With a favorable report.

S. B. 429, a bill to be entitled an act amending Chapter 806, Session Laws of 1953, relating to the Town of Murphy Electric Power Board and authorizing the Board subject to approval of the Board of Commissioners of the Town to borrow money.

With a favorable report.

S. B. 432, a bill to be entitled an act to amend General Statutes 160-227.1 so as to provide that Part 3A, Article 18, Chapter 160, of the General Statutes shall be applicable to Halifax County.

With a favorable report.

S. B. 451, a bill to be entitled an act to amend General Statutes 130-129 relating to the compensation of members of a sanitary district board.

With a favorable report.

S. B. 454, a bill to be entitled an act to amend General Statutes 153-9 relating to county plumbing inspectors to make the same apply to Rockingham County.

With a favorable report.

S. B. 455, a bill to be entitled an act to extend the corporate limits of the Town of Weldon, subject to a referendum election.

With a favorable report.

S. B. 458, a bill to be entitled an act to implement Article III, Section 12, of the Constitution of North Carolina, as amended.

With a favorable report.

S. B. 488, a bill to be entitled an act amending General Statutes 105-422 so as to make the provisions of General Statutes 105-422 applicable to Iredell County.

With a favorable report.

S. B. 489, a bill to be entitled an act relating to the Statute of Limitations on drainage assessments as applied to Iredell County.

With a favorable report.

S. B. 490, a bill to be entitled an act relating to the Statute of Limitations on taxes and special assessments as applied to the City of Statesville.

With a favorable report.

By Representative Wooten, for the Committee on Judiciary No. 1.

H. B. 70, a bill to be entitled an act to provide for non-jury trial of uncontested divorce cases in the Superior Court.

With an unfavorable report.

H. B. 209, a bill to be entitled an act to amend General Statutes 160-453.11 and General Statutes 160-453.23 to carry forward certain provisions thereof to June 30, 1963.

With an unfavorable report.

H. B. 360, a bill to be entitled an act to amend Chapter 47 of the General Statutes so as to provide for the filing of memoranda of leases, options and contracts to purchase real estate, and deeds of trust for registration.

With an unfavorable report.

H. B. 480, a bill to be entitled an act to amend General Statutes 14-275.1 so as to make it a misdemeanor to engage in disorderly conduct at any public place.

With an unfavorable report.

H. B. 849, a bill to be entitled an act to amend Chapter 47 of the General Statutes so as to provide for the filing of memoranda of leases and options for registration.

With a favorable report, as amended.



H. B. 900, a bill to be entitled an act to protect and secure the people of the State in the enjoyment, ownership and use of their property and to prohibit disorderly conduct, unlawful trespass and unlawful interference with the conduct and administration of private business.

With an unfavorable report.

H. B. 1178, a bill to be entitled an act to amend Chapter 20 of the General Statutes of North Carolina to provide for scientific tests for intoxication in criminal cases involving drunken driving.

With an unfavorable report.

S. B. 97, a bill to be entitled an act to amend Chapter 20 of the General Statutes of North Carolina to provide for scientific tests for intoxication in criminal cases involving drunken driving.

With an unfavorable report.

S. B. 237, a bill to be entitled an act to amend Chapter 30 of the General Statutes relating to surviving spouses.

With a favorable report, as amended.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representative Belk:

H. R. 1236, a joint resolution expressing sympathy upon the death of and honoring the memory of the Honorable Herbert Irwin McDougle.

On motion of Representative Belk the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representatives Woodard of Northampton, and Everett:

H. R. 1237, a joint resolution of the General Assembly of North Carolina concerning certain legislation now pending in the Congress of the United States relating to authorization of the Secretary of Labor to provide programs for recruiting, transporting and distributing agricultural workers in the United States.

On motion of Representative Woodard of Northampton the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representative Fearing:

H. R. 1238, a joint resolution requesting that the State Highway Commission name one of the new ferry boats to be placed in service at Oregon Inlet in honor of R. Bruce Etheridge.

On motion of Representative Fearing the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representatives Harriss of Rowan, and Davis of Rowan:

H. B. 1239, a bill to be entitled an act to appropriate funds for the purchase of land for the Piedmont Research Station in Rowan County.

Referred to Committee on Calendar.

By Representative Felmet:

H. B. 1240, a bill to be entitled an act to include Haywood County within the provisions of General Statutes 153-9(47), authorizing the appointment of plumbing inspectors.

On motion of Representative Felmet the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representatives Hines and Kemp:

H. B. 1241, a bill to be entitled an act to increase the length of the term of office of the Judge of the Domestic Relations Court of Guilford County from two to four years.

On motion of Representative Hines the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representative Newman:

H. B. 1242, a bill to be entitled an act to appropriate funds as a grant-in-aid for Pineland College-Edwards Military Institute at Salemburg in Sampson County.

Referred to Committee on Calendar.

## MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 155, a bill to be entitled an act to provide for the admissibility in evidence and use of annuity tables in actions for wrongful death and certain actions for damages for personal injuries.

Referred to Committee on Calendar.

S. B. 253, a bill to be entitled an act to amend Chapter 50 of the General Statutes so as to authorize judges of the Superior Court to make disposition of estates by the entireties in suits for alimony without divorce.

Referred to Committee on Calendar.

S. B. 269, a bill to be entitled an act to amend General Statutes 15-26 to require search warrants to show on the face thereof the date and hour issued and the name or names of the witnesses examined.

Referred to Committee on Calendar.

S. B. 372, a bill to be entitled an act to amend Chapter 84 of the General Statutes relating to attorneys at law.

Referred to Committee on Calendar.

S. B. 396, a bill to be entitled an act relating to deductions of contributions for income tax purposes.

Referred to Committee on Calendar.

S. B. 425, a bill to be entitled an act to amend General Statutes 153-9 (43) relating to tax levies by counties for certain special purposes so as to make the provisions thereof applicable to Robeson County.

Referred to Committee on Calendar.

S. B. 441, a bill to be entitled an act pertaining to Article 3, Chapter 139, of the General Statutes as the same relates to a water shed improvement program in Clay County.

Referred to Committee on Calendar.

S. B. 446, a bill to be entitled an act to amend Sections 58-53.1 and 58-53.3 of the General Statutes so as to provide the same shall apply to all contracts of insurance procured in foreign and alien insurance companies not authorized to transact business in this State.

Referred to Committee on Calendar.

S. R. 456, a joint resolution memorializing the Congress of the United States, the members of the Congress from the State of North Carolina, and the Secretary of Commerce to enact suitable legislation to regulate correspondence schools and their solicitors as to their activities in the several states.

Referred to Committee on Calendar.



S. B. 457, a bill to be entitled an act to amend General Statutes 120-43 relating to filing of written authorizations by lobbyists.

Referred to Committee on Calendar.

S. B. 464, a bill to be entitled an act to repeal General Statutes 75-3 relating to burden of proof as to reasonableness in actions involving combinations in the form of trusts and conspiracies in restraint of trade.

Referred to Committee on Calendar.

S. B. 469, a bill to be entitled an act to amend Chapter 1039 of the Session Laws of 1959 relating to capital improvements for State institutions and agencies.

Referred to Committee on Calendar.

S. B. 470, a bill to be entitled an act to amend General Statutes 115-52 relating to purchase of equipment and supplies by local boards of education.

Referred to Committee on Calendar.

S. B. 471, a bill to be entitled an act to authorize the County of Halifax to appropriate funds from non-tax sources for a portion of matching funds to be used for the improvement and development of Halifax County Airport.

Referred to Committee on Calendar.

S. B. 472, a bill to be entitled an act to amend Subsection 16(c) of Section 130-128 of the General Statutes relating to application of capital reserve funds of sanitary districts.

Referred to Committee on Calendar.

S. B. 480, a bill to be entitled an act to extend the time for the adoption of the 1961-62 Stanly County budget resolution and for turning over the Stanly County tax books to the tax collector.

Referred to Committee on Calendar.

Senate Committee Substitute for H. B. 637, a bill to be entitled an act to authorize and direct the Board of Education of Haywood County to control, operate and administer all of the public schools of Haywood County, including the public schools now operated and administered by any city administrative unit in said County.

Returned for concurrence.

On motion of Representative Felmet the House fails to concur in the Senate Substitute bill.

Senate Committee Substitute for H. B. 709, a bill to be entitled an act authorizing the Towns of La Grange and Pink Hill to use the Lenoir County loose-leaf registration system for the registration of voters and acceptance of registration applications.

Returned for concurrence.

On motion of Representative Davis of Lenoir the House adopts the Senate Substitute bill.

Passes first reading and placed on the Calendar.

H. B. 1145, a bill to be entitled an act to amend Chapter 1071, Session Laws of 1953, as amended by Chapter 857, Session Laws of 1957, authorizing and empowering the Board of Commissioners of Forsyth County to adopt regulations relating to the government thereof so as to authorize the Board of Commissioners of Forsyth County to adopt regulations relating to the discharge of firearms in Forsyth County outside of the municipalities therein.

Returned for concurrence.

On motion of Representative Drummond the House concurs in the Senate amendment and the bill is ordered enrolled.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1192, a bill to be entitled an act amending and rewriting the Charter of the City of Wilmington.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—116.

Those voting in the negative are: None.

H. B. 1195, a bill to be entitled an act to authorize the Board of County Commissioners of Yadkin County and the governing body of the Town of Yadkinville to provide for the maintenance of a County library in Yadkin County.



Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Le-noir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, Mc-Millan of Wake, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Roden-bough, Satterfield, Sermons, Simpson, Slagle, Snyder, Spruill, Story, Tay-lor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Wat-kins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Wil-liamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—116.

Those voting in the negative are: None.

S. B. 419, a bill to be entitled an act to authorize the County of Randolph to establish and operate a County Library system and to authorize the participation in this system of municipal or other public libraries in Ran-dolph County.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Le-noir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, Mc-Millan of Wake, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Roden-bough, Satterfield, Sermons, Simpson, Slagle, Snyder, Spruill, Story, Tay-lor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Wat-kins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Wil-liamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—116.

Those voting in the negative are: None.

H. B. 553, a bill to be entitled an act to establish a pubic law library for public officials, courts, and others in Carteret County.

Passes its second reading by the following vote and remains on the calendar.



Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efrid, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—116.

Those voting in the negative are: None.

H. B. 1069, a bill to be entitled an act authorizing the Town of Shallotte and the Town of Ocean Isle to establish an Airport Commission which Commission shall be vested with the power of eminent domain and the power to issue bonds or other securities or obligations for the purpose of providing funds for the acquisition of lands, construction and operation of said airport facility together with all powers as set out in Chapter 63 of the General Statutes of North Carolina.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efrid, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—116.

Those voting in the negative are: None.

H. B. 1184, a bill to be entitled an act to provide for an election in the City of Kinston and the Kinston School District on the question of levying an ad valorem tax for the operation of a bus system.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West, Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—116.

Those voting in the negative are: None.

H. B. 1218, a bill to be entitled an act relating to a referendum upon the question of a special tax levy for Gaston School District in Northampton County.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—116.

Those voting in the negative are: None.



S. B. 388, a bill to be entitled an act to amend the Charter of the City of Hendersonville in Henderson County with reference to the power to borrow money and issue bonds and levy taxes for the payment of the principal and interest thereof, and to repeal Sections 2 to 5, inclusive, of Chapter 100 of the Private Laws of 1927, relating to the City of Hendersonville, and all laws and parts of laws in conflict with the provisions of this Act.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—116.

Those voting in the negative are: None.

S. B. 406, a bill to be entitled an act to redefine the corporate limits of the City of Laurinburg, and to provide for the regulation of parks, streets, and subdivisions within one mile of the corporate limits.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Wil-



liamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—116.

Those voting in the negative are: None.

S. B. 416, a bill to be entitled an act to allow the Board of Commissioners of the City of Albemarle to establish by ordinance a retirement or pension fund for the employees of the City of Albemarle.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Le-noir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efrd, Ever-ett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, Mc-Millan of Wake, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Roden-bough, Satterfield, Sermons, Simpson, Slagle, Snyder, Spruill, Story, Tay-lor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Wat-kins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Wil-liamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—116.

Those voting in the negative are: None.

S. B. 455, a bill to be entitled an act to extend the corporate limits of the Town of Weldon, subject to a referendum election.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Le-noir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efrd, Ever-ett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, Mc-Millan of Wake, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Roden-bough, Satterfield, Sermons, Simpson, Slagle, Snyder, Spruill, Story, Tay-lor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Wat-kins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Wil-

liamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—116.

Those voting in the negative are: None.

H. B. 1152, a bill to be entitled an act to amend General Statutes 105-74 and General Statutes 105-85 relating to State license taxes on pressing clubs, dry cleaning plants, hat blockers and laundries.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Le-noir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efrid, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Roden-bough, Satterfield, Sermons, Simpson, Slagle, Snyder, Spruill, Story, Tay-lor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Wat-kins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Wil-liamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—116.

Those voting in the negative are: None.

S. B. 177, a bill to be entitled an act to provide for the central registration of marriage certificates.

Passes its third reading by the following vote, as amended, and is ordered returned to the Senate for concurrence in House amendment.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Le-noir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efrid, Ever-ett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, Mc-Millan of Wake, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Roden-bough, Satterfield, Sermons, Simpson, Slagle, Snyder, Spruill, Story, Tay-lor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Wat-kins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Wil-



liamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—116.

Those voting in the negative are: None.

S. B. 358, a bill to be entitled an act amending Article 12 of Chapter 130 of the General Statutes to authorize any sanitary district to contract with any city, town, village or political subdivision of the State for the treatment of the district's sewage in a sewage disposal or treatment plant owned and constructed or to be constructed by such city, town, village or political subdivision.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efrid, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—116.

Those voting in the negative are: None.

S. B. 360, a bill to be entitled an act to amend Article 12 of Chapter 130 of the General Statutes of North Carolina, to authorize a sanitary district created under the Chapter to merge with a city or town by majority vote of the qualified voters of both the sanitary district and the city or town.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efrid, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Roden-



bough, Satterfield, Sermons, Simpson, Slagle, Snyder, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—116.

Those voting in the negative are: None.

S. B. 422, a bill to be entitled an act relating to the compulsory inspection of poultry and poultry products.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efrid, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifanakis, Garner, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—116.

Those voting in the negative are: None.

H. B. 384, a bill to be entitled an act to provide for the establishment of a medical assistance program for the aged in North Carolina.

The Committee amendments are adopted.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efrid, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifanakis, Garner, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Spruill, Story, Tay-

lor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—116.

Those voting in the negative are: None.

H. B. 843, a bill to be entitled an act to amend General Statutes 20-38(bb) with regard to the definition of special mobile equipment for vehicle registration purposes.

On motion of Representative Kiser, the Committee amendment is adopted. The amendment being material, this constitutes the first reading of the bill.

S. B. 5, a bill to be entitled an act to authorize the issuance of forty-seven million, five hundred and five thousand dollars of bonds of the State to provide for capital improvements for State institutions and agencies subject to a vote of the qualified voters of the State.

Representative Gregory of Harnett offers an amendment which fails of adoption.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efrd, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—116.

Those voting in the negative are: None.

S. B. 6, a bill to be entitled an act to authorize the issuance of six million, one hundred and eighty-nine thousand dollars of bonds of the State to provide for capital improvements for State institutions and agencies.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder,



Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efrd, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifanakis, Garner, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Jordan, Kemp, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Cherokee, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—116.

Those voting in the negative are: None.

S. B. 392, a bill to be entitled an act to amend Chapter 66 of the General Statutes so as to provide for the licensing and regulation of Motor Clubs and Associations by the Commissioner of Insurance, and to provide for fees in connection therewith.

On motion of Representative Whitehurst, consideration of the bill is postponed until Friday, June 16, 1961.

H. R. 1171, a joint resolution creating a Commission to study and report recommended legislation for the protection of the public in the field of installment sales of real and personal property.

Passes its second and third readings and is ordered sent to the Senate.

On motion of Representative Zollicoffer, the vote by which S. B. 455, entitled "a bill to be entitled an act to extend the corporate limits of the Town of Weldon, subject to a referendum election" passed its second reading is reconsidered and the bill is re-committed to the Committee on the Calendar.

On motion of Representative Jackson, the House takes a recess until 2:30 P. M.

## AFTERNOON SESSION

June 15, 1961

The House meets pursuant to recess, Mr. Speaker Hunt presiding.

### REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Representative Jordan, for the Committee on Counties, Cities and Towns.



Committee Substitute for H. B. 1088, a bill to be entitled an act to amend Chapter 94, Private Laws of 1911, concerning the Town of Locust in Stanly County.

With an unfavorable report as to bill, favorable as to committee substitute bill, as amended.

On motion of Representative Jordan the substitute bill is adopted and referred to the Committee on Finance.

By Representative Wicker, for the Committee on Finance.

H. B. 456, a bill to be entitled an act to amend General Statutes 105-122 so as to remove the deductions of indebtedness against real estate in the franchise tax base.

With a favorable report, as amended.

H. B. 828, a bill to be entitled an act to exempt from the sales tax sales to ocean-going vessels.

With a favorable report, as amended.

H. B. 1226, a bill to be entitled an act to amend Article 5 of Chapter 105 of the General Statutes by repealing the tax on wholesale sales.

With a favorable report.

S. B. 272, a bill to be entitled an act to amend General Statutes 105-64(b) and General Statutes 105-64.1(b) so as to exempt non-stock, non-profit charitable recreational corporations, foundations or centers from certain privilege license tax.

With a favorable report.

S. B. 363, a bill to be entitled an act to amend Section 127-113 of the General Statutes to provide that the issuance of bonds and the levy of a tax for the payment thereof by counties and municipalities for the purposes of Article 13 of Chapter 127 of the General Statutes shall be subject to approval at an election if required by the Constitution or if required pursuant to the provisions of the County Finance Act or the Municipal Finance Act.

With a favorable report.

S. B. 426, a bill to be entitled an act to amend Chapter 559, Public-Local Laws of 1935, relating to the issuance of school building bonds in behalf of school districts and special bond tax units and the levy of taxes within such districts and units for the payment of the principal and interest of such bonds, by prohibiting the issuance of bonds in behalf of school districts which have no outstanding bonded indebtedness and have been included within larger school districts subsequently created, and by validating the creation of any such larger school districts.

With a favorable report.

S. B. 452, a bill to be entitled an act to amend General Statutes 105-74 and General Statutes 105-85 relating to State license taxes on pressing clubs, dry cleaning plants, hat blockers and laundries.

With a favorable report.

### HOUSE RESOLUTION

By Representative Taylor:  
A HOUSE RESOLUTION HONORING THE MEMORY OF AND EXPRESSING RESPECT FOR THE WORK OF THE HONORABLE WILLIAM BENNETT LITTLE.

WHEREAS, in 1934, when the Soil Conservation Program was in its infancy, William Bennett Little joined this crusade and thereafter for some twenty years devoted of his time and talent to this cause in various capacities; and

WHEREAS, among his contributions in this field he tirelessly carried on public relations work, wrote extensively for newspapers and magazines, and wrote a textbook on the subject of soil conservation designed for use in the public schools of the State and illustrated the work of the book himself; and

WHEREAS, he was a man who loved the soils of his native State, and during the twenty years in which he was connected with the Soil Conservation Service, he never let an opportunity pass to spread information on the conservation of that soil: NOW, THEREFORE,  
Be it resolved by the House of Representatives:

Section 1. That this Resolution in memory of and expressing respect for the work of William Bennett Little be adopted, showing the appreciation of the House of Representatives for his efforts in the field of soil conservation.

Sec. 2. This Resolution shall become effective upon its adoption.

On motion of Representative Taylor, the Resolution is adopted.

### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representative Wallace:

H. B. 1243, a bill to be entitled an act to amend General Statutes 160-181.2 relating to municipal zoning authority.

Referred to Committee on Calendar.

By Representatives Davis of Lenoir, and Bell:

H. B. 1244, a bill to be entitled an act to provide for carrying out of the performing arts and citizen fitness program of the North Carolina Recreation Commission.

Representative Davis moves the rules be suspended to the end the bill may be placed on its immediate passage.

Representative Kiser moves the bill be referred to the Committee on the Calendar.

Representative Dolley moves the motion lie on the table. The motion fails of adoption.

Referred to Committee on Calendar.

By Representative Taylor:

H. R. 1245, a joint resolution honoring the memory of the late Dr. Hugh Hammond Bennett, native of Anson County, North Carolina.

On motion of Representative Taylor the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representative Lloyd:

H. B. 1246, a bill to be entitled an act to amend General Statutes 105-101 by striking out the requirement of a tax of \$2.50 on the affixing of the Great Seal of the State to any commission.

Referred to Committee on Calendar.

By Representative Dolley:

H. B. 1247, a bill to be entitled an act to make an appropriation to provide for salaried employees of the Supreme Court the same percentage salary increase granted to State employees subject to the Personnel Act.

Referred to Committee on Calendar.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 52, a bill to be entitled an act to provide a retroactive salary supplement to academic and vocational teachers, principals, and supervisors in certain State child care institutions.

Passed first reading and placed on the Calendar.

S. B. 116, a bill to be entitled an act for the relief of J. Gordon Webster of Rockingham County for damage to his automobile incurred in an accident with a State Highway and Public Works Commission truck.

Referred to Committee on Calendar.



S. B. 118, a bill to be entitled an act authorizing the Governor and Council of State to furnish Replacement Volumes 2B, 3A, 4B and 4C of the General Statutes of North Carolina to the Justices of the Supreme Court, the Supreme Court Library and other State officials and agencies.

Referred to Committee on Calendar.

S. B. 130, a bill to be entitled an act to provide aid to the Brevard Music Foundation, Incorporated.

Referred to Committee on Calendar.

S. B. 171, a bill to be entitled an act to appropriate funds to the North Carolina Confederate Centennial Commission.

Referred to Committee on Calendar.

S. B. 198, a bill to be entitled an act to appropriate funds to the Carolina Charter Tercentenary Commission.

Referred to Committee on Calendar.

S. B. 233, a bill to be entitled an act to increase the salaries of the Chief Justice and the Associate Justices of the Supreme Court of North Carolina and the judges of the Superior Court.

Passed first reading and placed on the Calendar.

S. B. 268, a bill to be entitled an act to provide for the more adequate teaching of North Carolina and local history in the public schools.

Referred to Committee on Calendar.

S. B. 316, a bill to be entitled an act to establish a State Planning and Development Commission.

Referred to Committee on Calendar.

S. B. 319, a bill to be entitled an act appropriating funds for the maintenance and operation of the Bennett Place State historic site.

Passed first reading and placed on Calendar.

S. B. 383, a bill to be entitled an act to provide for the public school education of exceptionally talented children in North Carolina.

Passed first reading and placed on Calendar.

S. B. 395, a bill to be entitled an act to rewrite Article 29A of Chapter 143 of the General Statutes so as to provide for the establishment of the Governor's committee on employment of the handicapped.

Passed first reading and placed on the Calendar.

S. B. 409, a bill to be entitled an act to increase the salaries of the several solicitors of the solicitorial districts of the State of North Carolina.

Passed first reading and placed on Calendar.

S. B. 460, a bill to be entitled an act to amend Section 2 of Chapter 451 of the Session Laws of 1949, and Section 6 of Chapter 171 of the Session Laws of 1955, relating to the election of the Board of Commissioners of the Town of Mooresville.

Referred to Committee on Calendar.

S. B. 463, a bill to be entitled an act to amend General Statutes 51-15 relating to the obtaining of marriage licenses by misrepresentation or false pretense.

Referred to Committee on Calendar.

S. B. 474, a bill to be entitled an act to fix the fees of the Register of Deeds of Watauga County for the registration of certain instruments.

Referred to Committee on Calendar.

S. B. 477, a bill to be entitled an act to amend General Statutes 7-70 relating to the terms of Superior Court to be held in Granville County.

Referred to Committee on Calendar.

S. B. 478, a bill to be entitled an act to provide a deficiency appropriation for the Agricultural and Technical College at Greensboro for the fiscal year 1960-61.

Passed first reading and placed on the Calendar.

S. B. 479, a bill to be entitled an act to prohibit certain business activities on Sunday.

Referred to Committee on Calendar.

Senate Committee Substitute for H. B. 320, a bill to be entitled an act to provide that County funds may be deposited in building or savings and loan companies in Jackson County.

Returned for concurrence.

On motion of Representative Jackson the House adopts the Senate Substitute.

Passed first reading.

On motion of Representative Jackson the rules are suspended and the bill is placed on its immediate passage.

Passes its second and third readings and is ordered enrolled.

Senate Committee Substitute for H. B. 426, a bill to be entitled an act to provide that County funds may be deposited in building or savings and loan companies in Haywood County.

Returned for concurrence.

On motion of Representative Felmet the House adopts the Senate Substitute.

Passes first reading and placed on Calendar.

On motion of Representative Felmet the rules are suspended and the bill is placed on its immediate passage.

Passes its second and third readings and is ordered enrolled.

H. B. 873, a bill to be entitled an act to amend General Statutes 160-239 to provide an alternate method of assessing the cost of extending water and sewer lines within parcels of land subdivided into lots to be applicable to the City of Raleigh.

Returned for concurrence.

On motion of Representative Harris of Wake the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 1055, a bill to be entitled an act to provide for staggered terms of office for the Board of Commissioners and compensation for Board of Commissioners and Mayor of the Town of Creedmoor in Granville County.

Returned for concurrence.

On motion of Representative Watkins the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 1090, a bill to be entitled an act to provide for an election upon the question of the establishment of a County Recorder's Court in Harnett County.

Returned for concurrence.

On motion of Representative Gregory of Harnett the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 1106, a bill to be entitled an act to amend Chapter 1189, Session Laws of 1953, relating to the compensation of Commissioners of the Town of Ellerbe in Richmond County.

Returned for concurrence.

On motion of Representative Nicholson the House concurs in the Senate amendment and the bill is ordered enrolled.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 502, a bill to be entitled an act to authorize limited compensation to Ralph Wayne Groce of Davie County for injuries received in aiding a State Highway Patrolman in an arrest.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 596, a bill to be entitled an act to appropriate the sum of \$25,000.00 to Eliada Homes, Incorporated, in Buncombe County.



Passes its second and third readings and is ordered sent to the Senate.

H. B. 621, a bill to be entitled an act appropriating funds to establish a museum-visitor center at the Richmond Temperance and Literary Society Hall and John Charles McNeill Memorial Gardens in Scotland County.

On motion of Representative Kiser, the Committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 659, a bill to be entitled an act to amend General Statutes 116-53 relating to purposes for which appropriations may be expended for community colleges.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1071, a bill to be entitled an act to amend Chapter 123 of the Public-Local Laws of 1929, relating to an emergency and pension fund for the law enforcement officers of Wake County, so as to include certain State Highway Patrolmen.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1143, a bill to be entitled an act to amend the Charter of the City of Charlotte by rewriting Section 51 thereof, dealing with permanent improvements.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1144, a bill to be entitled an act to amend Chapter 378 of the Session Laws of 1959 relating to vacancies occurring on the Mecklenburg County Board of Education.

On motion of Representative Vogler, the Committee amendments are adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 1157, a bill to be entitled an act to amend Chapter 920, Session Laws of 1951, concerning the compensation of the Board of Education of Northampton County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1185, a bill to be entitled an act to incorporate the Town of Bunn Level in Harnett County, North Carolina.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1191, a bill to be entitled an act to amend Chapter 9 of the General Statutes relating to the manner of drawing the jury panel in Johnston County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1201, a bill to be entitled an act to exempt Lincoln County from the provisions of Chapter 1235 of the Session Laws of 1959 relating to the recording of plats.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1202, a bill to be entitled an act to fix the compensation of the Mayor of the Town of Shallotte in Brunswick County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1203, a bill to be entitled an act fixing fees, commissions and costs to be collected by the Clerk of the Superior Court of Ashe County, North Carolina.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1204, a bill to be entitled an act to fix the compensation of the Chief Deputy Sheriff of Currituck County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1205, a bill to be entitled an act to amend General Statutes 153-9 so as to authorize the County Commissioners of Currituck County to assist financially the soil conservation services.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1206, a bill to be entitled an act to amend Chapter 956 of the 1959 Session Laws to provide authority for special county law enforcement officers in Currituck County to execute civil processes in said County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1207, a bill to be entitled an act to appoint a Mayor and members of the Town Board of Commissioners, and to provide for election of officers of the Town of Beargrass in Martin County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1208, a bill to be entitled an act relating to local improvements in the City of Wilson.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1211, a bill to be entitled an act to authorize the governing body of the Town of Weldon in Halifax County to tax as a part of the court costs in all actions and cases heard in Mayor's Court of said Town of Weldon a patrol fee of \$2.00.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1212, a bill to be entitled an act to authorize the governing body of the Town of Weldon in Halifax County to sell and convey certain property owned by the Town of Weldon and known as "The Trash Dump" no longer needed for public use.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1215, a bill to be entitled an act to create a law enforcement officers relief fund for the peace officers association of Harnett County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1216, a bill to be entitled an act to authorize the County Commissioners of Harnett County to appropriate funds to the Harnett County Livestock and Poultry Cooperative, Incorporated, to be used as a loan for the purpose of educational promotion concerning livestock and poultry.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1217, a bill to be entitled an act to increase the civil jurisdiction of the Harnett County Recorder's Court; to provide for appeals to Superior Court.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1219, a bill to be entitled an act to amend Chapter 153 of the General Statutes relating to county officials and employees to make the same applicable to Northampton County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1220, a bill to be entitled an act to amend Chapter 307, Session Laws of 1957, relating to salaries of the Chairman and members of the Board of County Commissioners of Northampton County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1224, a bill to be entitled an act to create a law enforcement officers emergency fund for the Lenoir County Peace Officers Benefit Association.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1229, a bill to be entitled an act relating to the ad valorem taxation of tobacco in Franklin County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1232, a bill to be entitled an act to amend General Statutes 9-4 relating to jurors in Mecklenburg County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1234, a bill to be entitled an act to allow travel allowance to the Chairman and members of the Board of County Commissioners of Montgomery County.

Passes its second and third readings and is ordered sent to the Senate.

S. B. 211, a bill to be entitled an act to amend Chapter 324, Session Laws of 1955, relating to the fees to be charged by the Sheriff and other Law Enforcement Officers of Wake County.

On motion of Representative Harris of Wake, the Committee amendment is adopted.



Passes its second and third readings and is ordered returned to the Senate for concurrence in House amendment.

S. B. 318, a bill to be entitled an act to prohibit the taking of game from public highways in Edgecombe County.

Passes its second and third readings and is ordered enrolled.

S. B. 361, a bill to be entitled an act to amend the Charter of the Town of Rowland regarding election and terms of office of town officials.

Passes its second and third readings and is ordered enrolled.

S. B. 376, a bill to be entitled an act abolishing the office of Treasurer of Cabarrus County.

Passes its second and third readings and is ordered enrolled.

S. B. 389, a bill to be entitled an act to amend Chapter 22, Session Laws of 1951, relating to the compensation of the Mayor and members of the City Council of the City of Durham.

Passes its second and third readings and is ordered enrolled.

S. B. 403, a bill to be entitled an act to amend Chapter 225 of the Private Laws of 1927, relating to the Charter of the Town of Newport in Carteret County.

Passes its second and third readings and is ordered enrolled.

S. B. 412, a bill to be entitled an act to appoint Robert Stiles a member of the Board of Education of Cherokee County to replace Allen Brendle, resigned.

Passes its second and third readings and is ordered enrolled.

S. B. 415, a bill to be entitled an act authorizing the Board of Commissioners of the City of Albemarle to call an election upon the question of adopting a City Manager form of Government for the City of Albemarle.

Passes its second and third readings and is ordered enrolled.

S. B. 418, a bill to be entitled an act to amend General Statutes 7-70 relating to the terms of Superior Court to be held in the Greensboro Division of Guilford County.

Passes its second and third readings and is ordered enrolled.

S. B. 423, a bill to be entitled an act to set the salaries of certain officials of the City of Charlotte and Mecklenburg County.

Passes its second and third readings and is ordered enrolled.

S. B. 432, a bill to be entitled an act to amend General Statutes 160-227.1 so as to provide that Part 3A, Article 18, Chapter 160, of the General Statutes shall be applicable to Halifax County.

Passes its second and third readings and is ordered enrolled.

S. B. 438, a bill to be entitled an act to amend Chapter 697, Session Laws of 1951, as amended by Chapter 993, Session Laws of 1953, relating to providing a supplement to the retirement allowances of certain employees of the City of Durham and County of Durham.

Passes its second and third readings and is ordered enrolled.

S. B. 443, a bill to be entitled an act authorizing and empowering the City Council of the City of Salisbury to open, widen and extend streets within said City and setting forth the procedures therefor, including the procedure for acquiring land necessary for the purpose of widening, extending, or opening any street within the said City.

Passes its second and third readings and is ordered enrolled.

S. B. 447, a bill to be entitled an act to validate the acts of Earl Mason, a Justice of the Peace in Carteret County, between March 11, 1959 and May 3, 1960.

Passes its second and third readings and is ordered enrolled.

S. B. 450, a bill to be entitled an act relating to the compensation of certain officials of Halifax County.

Passes its second and third readings and is ordered enrolled.

S. B. 451, a bill to be entitled an act to amend General Statutes 130-129 relating to the compensation of members of a sanitary district board.

Passes its second and third readings and is ordered enrolled.

S. B. 454, a bill to be entitled an act to amend General Statutes 153-9 relating to county plumbing inspectors to make the same apply to Rockingham County.

Passes its second and third readings and is ordered enrolled.

S. B. 488, a bill to be entitled an act amending General Statutes 105-422 so as to make the provisions of General Statutes 105-422 applicable to Iredell County.

Passes its second and third readings and is ordered enrolled.

S. B. 489, a bill to be entitled an act relating to the Statute of Limitations on drainage assessments as applied to Iredell County.

Passes its second and third readings and is ordered enrolled.

S. B. 490, a bill to be entitled an act relating to the Statute of Limitations on taxes and special assessments as applied to the City of Statesville.

Passes its second and third readings and is ordered enrolled.

S. B. 353, a bill to be entitled an act to divide North Carolina into eleven Congressional Districts.

Representative Snyder offers an amendment.

Representative Zollicoffer offers an amendment.

Representative Kemp moves the amendment lie on the table. The motion prevails.

Now the question recurs to the passage of the bill on its third reading.

Passes its third reading and is ordered enrolled.

#### STATEMENT BY MEMBERS

On the third reading of S. B. 353, we the undersigned, respectfully request that the undersigned be recorded as voting "No".

S/ C. E. LEATHERMAN

S/ J. HENRY HILL, JR. 6/15/61

H. B. 15, a bill to be entitled an act to amend Article 15 of Chapter 53 of the General Statutes, so as to repeal the North Carolina Small Loans Act, and to adopt a North Carolina Consumer Finance Act.

On motion of Representative Peel, the House fails to concur in the Senate amendments and a Conference Committee is requested.

Pursuant to the above motion and request, Mr. Speaker Hunt appoints the following as Conferees on the part of the House and the Senate is so notified: Representatives Belk, Murphy, Quinn, Kemp and Cohoon.

S. B. 68, a bill to be entitled an act to amend General Statutes 110-49 relating to the issuance of permits and licenses to child caring institutions by the State Board of Public Welfare.

Representative Davis of Rowan offers an amendment which is adopted.

On motion of Representative Kerr the bill and amendment is laid on the table.

S. B. 89, a bill to be entitled an act to amend the motor vehicle laws to provide for the distribution of license plates by the Department of Motor Vehicles on a contractual basis and to provide for the charging of fees by the Department of Motor Vehicles for acknowledgment of signatures.

Passes its second and third readings and is ordered enrolled.

S. B. 96, a bill to be entitled an act to make unlawful the operation of a motor vehicle under the influence of any drug.

On motion of Representative Potts, the Committee amendment is adopted.

Representative Davis of Lenoir offers an amendment, which fails of adoption.

Representative Crawford offers an amendment.

On motion of Representative Harris of Wake, the bill and amendment is laid upon the table.



S. B. 127, a bill to be entitled an act regulating the sanitation of agricultural labor camps.

The Committee amendment is adopted.

Representative Newman offers an amendment which is adopted.

Representative Crawford moves the bill lie on the table. The motion prevails.

#### ENROLLED BILLS

Representative Britt, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 78. An Act to amend and supplement "The Revenue Act", being Subchapter I of Chapter 105 of the General Statutes and Article 4 of Chapter 18 of the General Statutes, by removing certain exemptions from the retail and use tax, by adjusting the rate at which the sale or use of certain property shall be taxed and by adding an additional tax of two per cent upon the sale of spirituous liquors.

S. B. 331. An Act to amend Chapter 1316 of the Session Laws of 1955 and to provide for the establishment of precincts for newly annexed property of the City of Wilson.

S. B. 384. An Act to amend General Statutes 7-70 relating to the terms of Superior Court to be held in Cumberland County.

S. B. 424. An Act to amend Chapter 206, Public-Local Laws, 1937 Session, as amended by Chapter 577, 1949 Session Laws, relating to the Grand Jury of Forsyth County.

S. B. 435. An Act to amend General Statutes 7-70 relating to the terms of Superior Court to be held in Lee County.

S. B. 437. An Act to revise and reorganize the Charter of the City of Reidsville in Rockingham County.

S. B. 439. An Act to allow the City of Durham to release any interest it and the public generally may have in certain lands for the purpose of permitting Homeland Investment Co., Incorporated, to cross overhead a part of Corcoran Street for private purposes.

H. B. 10. (Iden. S. B. 8) An Act to make appropriations for current operations of the State departments, bureaus, institutions, and agencies, and for other purposes.

H. B. 519. An Act to change the charge for combination hunting and fishing licenses, county hunting licenses, and county fishing licenses, and to increase issuance fees for license sales to make them uniform.

H. B. 564. An Act to strengthen the motor vehicle certificate of title laws by providing for a manufacturer's certificate of transfer for new motor vehicles and for the recordation and perfection of security interests in vehicles.

H. B. 606. An Act to authorize the Board of Commissioners of Alamance County to purchase approximately 80 acres of land for future school sites for the Burlington School Administrative Unit and to pay for same on an installment basis over a period of 10 years.

H. B. 738. An Act to amend the Urban Redevelopment Law to authorize redevelopment of non-residential areas; to provide for conservation, rehabilitation and reconditioning areas; and to clarify and simplify procedural requirements.

H. B. 787. An Act to amend General Statutes 153-152 so as to authorize the Currituck County Board of Commissioners to levy a special tax for support of the poor of said county.

H. B. 814. An Act to authorize the Board of County Commissioners of Alexander County, in their discretion, to levy a tax for the support and maintenance of the Alexander County Library.

H. B. 816. An Act to amend the Constitution of North Carolina so as to provide for greater legislative authority over the salaries of the State executive officers.

H. B. 867. An Act to require the County Commissioners of Person County to appoint a County administrative officer and to provide for a County purchasing agent.

H. B. 932. An Act authorizing the Town of Chapel Hill to adopt minimum housing standards regulations for an area surrounding the Town.

H. B. 985. An Act to amend Section 4, Chapter 779, Session Laws of 1959.

H. B. 1006. An Act relating to the appointment of court reporters for McDowell and Polk Counties.

H. B. 1008. An Act authorizing the Board of Education of Transylvania County to convey the Lake Toxaway Elementary School Building property to the Lake Toxaway Community Club.

H. B. 1016. An Act to amend Chapter 1397 of the 1957 Session Laws relating to substitute judges of the Guilford County Domestic Relations Court.

H. B. 1019. An Act to amend General Statutes 7-70 to authorize the Guilford County Board of County Commissioners to designate the place for holding terms of Superior Court in the High Point Division.

H. B. 1033. An Act to fix the terms of office of the members of the Board of Education of Rockingham County on a four-year basis with staggered terms, and to provide for the nomination of the members of said Board of Education.

H. B. 1038. An Act to amend General Statutes 7-70 relating to the terms of Superior Court to be held in Alamance County.

H. B. 1039. An Act to authorize the City of Burlington to quitclaim and convey all its right, title, interest, and estate in certain lands at private sale to George A. Holt and W. K. Holt, their heirs and assigns.

H. B. 1046. An Act to amend General Statutes 7-104 by authorizing additional substitute judges in Mecklenburg County.

H. B. 1072. An Act to authorize the Board of Education of Martin County to purchase a school site and to pay for same by installments or deferred payments.

H. B. 1075. An Act to amend General Statutes 7-70 relating to terms of court in Randolph County.

H. B. 1078. An Act authorizing the counties of Northampton, Hertford and Bertie to establish an Airport Authority for the purpose of acquiring lands, constructing and operating a Tri-County Airport and vesting in said Authority all powers set out in Chapter 63 of the General Statutes of North Carolina.

H. B. 1099. An Act to amend Chapter 324, Session Laws of 1957, relating to recording maps and plats in Surry County.

H. B. 1129. An Act to authorize the Board of Education of Hyde County to sell certain surplus real property at private sale.

H. B. 1135. An Act to amend General Statutes 160-227.1 so as to provide that the provisions of Chapter 160, Article 18, Part 3A of the General Statutes shall be applicable to Richmond County.

H. B. 1155. An Act relating to the equalization and adjustment of salaries of certain county officers of Stokes County.

H. B. 1173. An Act to validate the official acts of William Matthew Smith and John R. Pate, Justices of the Peace, in New Bern in Craven County.

H. B. 1174. An Act to amend Chapter 535 of the Public-Local Laws of 1937 relating to the Bureau of Identification for Wake County.

On motion of Representative Vogler, duly seconded, the House adjourns in memory of the Honorable H. I. McDougle, a former member of the House of Representatives, and will meet tomorrow at 10 o'clock A. M.



## ONE HUNDRED ELEVENTH DAY

## HOUSE OF REPRESENTATIVES

Friday, June 16, 1961

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hunt.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Greenwood, for the Committee on the Journal, reports the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Hardy, Carol Bruce McFadyen and Dianne Moore McFadyen of Cumberland County are made honorary pagettes of the House of Representatives.

On motion of Representative Taylor, H. B. 801, entitled "a bill to be entitled an act to amend General Statutes 7-41 relating to the election and term of office of Judges of the Superior Court", is withdrawn from the Calendar and re-committed to the Committee on Courts and Judicial Districts.

On motion of Representative Hill, Jo Bumbarger and Bill Bumbarger of Catawba County are made honorary pages of the House of Representatives.

On motion of Representative Johnson, H. B. 1221, entitled "a bill to be entitled an act to amend Chapter 153 of the General Statutes of North Carolina relating to the investment of county funds of Cumberland County", is taken from the unfavorable Calendar and re-committed to the Committee on the Calendar.

On motion of Representative Umstead, S. B. 459, entitled "a bill to be entitled an act relating to the North Carolina State Art Society", is taken from the Calendar and re-referred to the Committee on the Calendar.

On motion of Representative Calder, Julia Boatwright of New Hanover County is made an honorary pagette of the House of Representatives.

On motion of Representative Whitehurst, Emily Kathaleen Jackson, Maurice Ray Jackson and Eric Barber Jackson of Hertford County are made honorary pagette and pages, respectively, of the House of Representatives.

On motion of Representative Thornburg, Sally Green, Susan Green and James C. Green, Jr., of Bladen County are made honorary pagettes and page, respectively, of the House of Representatives.

On motion of Representative Gregory of Harnett, Vicky Williams, Peggy Williams, Cary Franklin and Jimmie Gregory of Harnett County are made honorary pagettes and pages, respectively, of the House of Representatives.

On motion of Representative Barbee, the following from Nash County are made honorary pagettes and pages, respectively, of the House of Representatives: Rebecca Barnes Barbee, Linda Stott, Frances Stott, Mavis Elizabeth Brantley, Catherine Lassiter Wachtel, Allen Cromwell Barbee, II, Allen Randolph Newcomb, James Mason Newcomb, William Bunn Brantley, Robert Dwight Brantley, David Farmer Brantley, Julian Franklin Lamm, Jr., Robert Timberlake Newcomb, III, and John Ralph Bass.

On motion of Representative Barbee, Frances Harrison and Adi Kliendienst of Germany are made pagettes of the House of Representatives.

On motion of Representative Woodard of Wilson, Serita Hardy, Marsha Hardy, Leonard Hardy and Tommy Hardy of Greene County are made honorary pagettes and pages, respectively, of the House of Representatives.

On motion of Representative Pickard, Mary Edward Epps and Fred Pickard of Alamance County are made honorary pagette and page of the House of Representatives.

#### ENGROSSED BILLS

Representative Thomas, for the Committee on Engrossed Bills, reports the following bills have been carefully considered, found properly engrossed, and asks that they be sent to the Senate.

It is so ordered.

H. B. 621, a bill to be entitled an act appropriating funds to establish a museum-visitor center at the Richmond Temperance and Literary Society Hall and John Charles McNeill Memorial Gardens in Scotland County.

H. B. 1144, a bill to be entitled an act to amend Chapter 378 of the Session Laws of 1959 relating to vacancies occurring in the Mecklenburg County Board of Education.

#### REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Representative Woodard of Wilson, for the Committee on Appropriations.

H. B. 1164, a bill to be entitled an act to repay the City of Charlotte, North Carolina, funds advanced by the City of Charlotte under an agreement entered into by the North Carolina Armory Commission and the City of Charlotte on June 23, 1954.

With a favorable report, as amended.

By Representative Zollicoffer, for the Committee on Calendar.

H. B. 1121, a bill to be entitled an act to establish a law library for the public officials and courts in Brunswick County, and to provide for equipping and furnishing the courtroom in the Brunswick County Courthouse.

With a favorable report.

H. B. 1222, a bill to be entitled an act to authorize the enactment of an ordinance regulating the subdivision of land within the City of Fayetteville and one mile thereof and other purposes.

With a favorable report, as amended.

H. B. 1242, a bill to be entitled an act to appropriate funds as a grant-in-aid for Pineland College-Edwards Military Institute at Salemburg in Sampson County.

With a favorable report.

H. B. 1243, a bill to be entitled an act to amend General Statutes 160-181.2 relating to municipal zoning authority.

With a favorable report.

H. B. 1244, a bill to be entitled an act to provide for carrying out of the performing arts and citizens fitness program of the North Carolina Recreation Commission.

With a favorable report.

S. B. 155, a bill to be entitled an act to provide for the admissibility in evidence and use of annuity tables in actions for wrongful death and certain actions for damages for personal injuries.

With an unfavorable report.

S. B. 269, a bill to be entitled an act to amend General Statutes 15-26 to require search warrants to show on the face thereof the date and hour issued and the name or names of the witnesses examined.

With a favorable report.

S. B. 316, a bill to be entitled an act to establish a State Planning and Development Commission.

With an unfavorable report.

S. B. 362, a bill to be entitled an act to establish minimum speed limits on certain portions of the highways.

With a favorable report, as amended.

S. B. 396, a bill to be entitled an act relating to deductions of contributions for income tax purposes.

With a favorable report.

S. B. 425, a bill to be entitled an act to amend General Statutes 153-9(43) relating to tax levies by counties for certain special purposes so as to make the provisions thereof applicable to Robeson County.

With a favorable report.



S. B. 441, a bill to be entitled an act pertaining to Article 3, Chapter 139, of the General Statutes as the same relates to a watershed improvement program in Clay County.

With a favorable report.

S. B. 446, a bill to be entitled an act to amend Sections 58-53.1 and 58-53.3 of the General Statutes so as to provide the same shall apply to all contracts of insurance procured in foreign and alien insurance companies not authorized to transact business in this state.

With a favorable report.

S. R. 456, a joint resolution memorializing the Congress of the United States, the members of the Congress from the State of North Carolina, and the Secretary of Commerce to enact suitable legislation to regulate correspondence schools and their solicitors as to their activities in the several states.

With a favorable report.

S. B. 457, a bill to be entitled an act to amend General Statutes 120-43 relating to filing of written authorizations by lobbyists.

With a favorable report.

S. B. 471, a bill to be entitled an act to authorize the County of Halifax to appropriate funds from non-tax sources for a portion of matching funds to be used for the improvement and development of Halifax County Airport.

With a favorable report.

S. B. 480, a bill to be entitled an act to extend the time for the adoption of the 1961-62 Stanly County Budget Resolution and for turning over the Stanly County tax books to the Tax Collector.

With a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

The following bill is introduced, read the first time, and disposed of as follows:

By Representative Hardy:

H. B. 1248, a bill to be entitled an act relating to the Office of Treasurer of Greene County.

Referred to Committee on Calendar.

## SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER

Friday, June 16, 1961

*Mr. Speaker:*

Pursuant to your notice that the House failed to concur in the Senate Amendment to H. B. 15, entitled "a bill to be entitled an act to amend Article 15 of Chapter 53 of the General Statutes, so as to repeal the North Carolina Small Loans Act, and to adopt a North Carolina Consumer Finance Act", and request for a conference and the appointment of conferees on the part of the House, the President has appointed as conferees on the part of the Senate, Senators Aydlett, Midgett and Rhyne, to the end that the differences existing between the two Houses may be adjusted.

Respectfully,  
S. RAY BYERLY  
*Principal Clerk*

## MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 182, a bill to be entitled an act to regulate the hunting and taking of amphibians in North Carolina.

Returned for concurrence.

On motion of Representative Arledge, the House concurs in the Senate amendment and the bill is ordered enrolled.

Senate Committee Substitute for H. B. 567, a bill to be entitled an act to amend Part 2 of Article 3 of the General Statutes relating to the definition of dependent children eligible for public assistance.

Returned for concurrence in Senate Committee Substitute.

On motion of Representative High, the House concurs in the Senate Committee Substitute.

Passes first reading.

On motion of Representative High, the rules are suspended and the bill is placed on its immediate passage.

Passes its second and third readings and is ordered enrolled.

H. B. 689, a bill to be entitled an act amending Article 20 of Chapter 15 of the General Statutes so as to require the Solicitor when praying that a suspended sentence be placed into effect to have served upon the defendant a Bill of Particulars setting forth the time, place and manner in which the terms of said sentence are alleged to have been violated.

Returned for concurrence.

On motion of Representative Dolley, the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 1140, a bill to be entitled an act to establish and provide for the nomination and selection of the members of the Whiteville City Board of Education.

Returned for concurrence.

On motion of Representative Williamson, the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 1183, a bill to be entitled an act amending Chapter 674, Session Laws of 1955, so as to remove Alamance County from the list of counties to which the provisions of said Act amending General Statutes 14-414 relating to the sale, possession, and use of explosive caps designed to be fired in toy cap pistols, do not apply.

Returned for concurrence.

On motion of Representative Pickard, the House concurs in the Senate amendment and the bill is ordered enrolled.

S. B. 473, a bill to be entitled an act to amend General Statutes 160-453.12 relating to the extension of the corporate limits of the Town of Battleboro in Edgecombe and Nash Counties.

Referred to Committee on Calendar.

S. B. 481, a bill to be entitled an act to amend General Statutes 153-9, Subsection 43, as the same appears in the 1959 Cumulative Supplement, relating to tax levies for certain purposes in certain counties so as to include Wayne County.

Referred to Committee on Calendar.

S. B. 484, a bill to be entitled an act amending General Statutes 153-9(43) so as to add Edgecombe to the list of counties authorized to levy taxes for the special purposes of paying the salary and expenses of the County Accountant, the Farm Demonstration Agent, the Home Demonstration Agent, and the Veterans' Service Officer.

Referred to Committee on Calendar.

S. B. 491, a bill to be entitled an act to designate Ballamy's Lake in Brinkleyville Township in Halifax County a private lake.

Referred to Committee on Calendar.

S. B. 497, a bill to be entitled an act to provide for the establishment of a Law Library in Pender County.

Referred to Committee on Calendar.

S. B. 502, a bill to be entitled an act relating to the method of filling vacancies on the Wake County Board of Education.

Passed first reading.



On motion of Representative Womble, the rules are suspended and the bill is placed on its immediate passage.

Passes its second and third readings and is ordered enrolled.

S. B. 368, a bill to be entitled an act to authorize the State Board of Education to conduct an experimental or pilot program in two or more school administrative units based upon merit pay for teachers who excel in their profession and to appropriate funds for the expenses of the program.

Referred to Committee on Calendar.

S. B. 431, a bill to be entitled an act to authorize the University of North Carolina to construct and provide service and auxiliary facilities necessary or desirable for the students or staff or in the operation of the University of North Carolina at Chapel Hill, North Carolina, either as additions, extensions, improvements and betterments of the University Enterprises of the University of North Carolina or otherwise, and to pay the costs thereof, in whole or in part, through the issuance of revenue bonds payable from revenues; providing for the charging and collection of rates, fees, charges and rentals; making inapplicable hereto all other statutory provisions in conflict with the provisions of this Act; making the provisions of this Act severable.

Referred to Committee on Calendar.

S. B. 467, a bill to be entitled an act making it unlawful to possess certain athletic contest handicap tickets or sheets which could be used for gambling purposes.

Referred to Committee on Calendar.

S. B. 468, a bill to be entitled an act making it unlawful to transmit by telephone, telegraph or electronic means certain information or estimates as to athletic contests which could be used for gambling purposes.

Referred to Committee on Calendar.

S. B. 482, a bill to be entitled an act to amend General Statutes 20-38 (bb) with regard to the definition of special mobile equipment for vehicle registration purposes.

Referred to Committee on Calendar.

S. B. 486, a bill to be entitled an act relating to travel expense allowances of persons designated to represent the Governor.

Referred to Committee on Calendar.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 425, a bill to be entitled an act to amend General Statutes 153-9 (43) relating to tax levies by counties for certain special purposes so as to make the provisions thereof applicable to Robeson County.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Dolley, Drummond, Eagles, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Hamrick, Harding, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Isaac, Jackson, Johnson, Jones, Kemp, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Simpson, Slagle, Snyder, Speed, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, and Woodard of Wilson—103.

Those voting in the negative are: None.

S. B. 441, a bill to be entitled an act pertaining to Article 3, Chapter 139 of the General Statutes as the same relates to a watershed improvement program in Clay County.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Dolley, Drummond, Eagles, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Hamrick, Harding, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Isaac, Jackson, Johnson, Jones, Kemp, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Simpson, Slagle, Snyder, Speed, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, and Woodard of Wilson—103.

Those voting in the negative are: None.

H. B. 553, a bill to be entitled an act to establish a public law library for public officials, courts, and others in Carteret County.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Coates,



Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Dolley, Drummond, Eagles, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Hamrick, Harding, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Isaac, Jackson, Johnson, Jones, Kemp, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Simpson, Slagle, Snyder, Speed, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, and Woodard of Wilson—103.

Those voting in the negative are: None.

H. B. 1069, a bill to be entitled an act authorizing the Town of Shallotte and the Town of Ocean Isle to establish an airport commission which commission shall be vested with the power of eminent domain and the power to issue bonds or other securities or obligations for the purpose of providing funds for the acquisition of lands, construction and operation of said airport facility together with all powers as set out in Chapter 63 of the General Statutes of North Carolina.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Dolley, Drummond, Eagles, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Hamrick, Harding, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Isaac, Jackson, Johnson, Jones, Kemp, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Simpson, Slagle, Snyder, Speed, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, and Woodard of Wilson—103.

Those voting in the negative are: None.

H. B. 1184, a bill to be entitled an act to provide for an election in the City of Kinston and the Kinston School District on the question of levying an ad valorem tax for the operation of a bus system.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Coates,



Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Dolley, Drummond, Eagles, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Hamrick, Harding, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Isaac, Jackson, Johnson, Jones, Kemp, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Simpson, Slagle, Snyder, Speed, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, and Woodard of Wilson—103.

Those voting in the negative are: None.

H. B. 1218, a bill to be entitled an act relating to a referendum upon the question of a special tax levy for Gaston School District in Northampton County.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Dolley, Drummond, Eagles, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Hamrick, Harding, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Isaac, Jackson, Johnson, Jones, Kemp, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Simpson, Slagle, Snyder, Speed, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, and Woodard of Wilson—103.

Those voting in the negative are: None.

S. B. 388, a bill to be entitled an act to amend the Charter of the City of Hendersonville in Henderson County with reference to the power to borrow money and issue bonds and levy taxes for the payment of the principal and interest thereof, and to repeal Sections 2 to 5, inclusive, of Chapter 100 of the Private Laws of 1927, relating to the City of Hendersonville, and all laws and parts of laws in conflict with the provisions of this Act.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Representatives Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of

Rowan, Dolley, Drummond, Eagles, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Hamrick, Harding, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Isaac, Jackson, Johnson, Jones, Kemp, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Simpson, Slagle, Snyder, Speed, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, and Woodard of Wilson—103.

Those voting in the negative are: None.

S. B. 406, a bill to be entitled an act to redefine the corporate limits of the City of Laurinburg, and to provide for the regulation of parks, streets, and subdivisions within one mile of the corporate limits.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Representatives Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Dolley, Drummond, Eagles, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Hamrick, Harding, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Isaac, Jackson, Johnson, Jones, Kemp, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Simpson, Slagle, Snyder, Speed, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, and Woodard of Wilson—103.

Those voting in the negative are: None.

S. B. 416, a bill to be entitled an act to allow the Board of Commissioners of the City of Albemarle to establish by ordinance a retirement or pension fund for the employees of the City of Albemarle.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Representatives Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Dolley, Drummond, Eagles, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Hamrick, Harding, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Isaac, Jackson, Johnson, Jones, Kemp, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake,



McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Simpson, Slagle, Snyder, Speed, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, and Woodard of Wilson—103.

Those voting in the negative are: None.

S. B. 429, a bill to be entitled an act amending Chapter 806, Session Laws of 1953, relating to the Town of Murphy Electric Power Board and authorizing the board subject to approval of the board of commissioners of the town to borrow money.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Representatives Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Dolley, Drummond, Eagles, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifanakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Hamrick, Harding, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Isaac, Jackson, Johnson, Jones, Kemp, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Simpson, Slagle, Snyder, Speed, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, and Woodard of Wilson—103.

Those voting in the negative are: None.

H. B. 384, a bill to be entitled an act to provide for the establishment of a medical assistance program for the aged in North Carolina.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Dolley, Drummond, Eagles, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifanakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Hamrick, Harding, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Isaac, Jackson, Johnson, Jones, Kemp, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Simpson, Slagle, Snyder, Speed, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, and Woodard of Wilson—103.



Those voting in the negative are: None.

S. B. 5, a bill to be entitled an act to authorize the issuance of Forty-Seven Million, Five Hundred and Five Thousand Dollars of bonds of the state to provide for capital improvements for state institutions and agencies subject to a vote of the qualified voters of the state.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Representatives Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Dolley, Drummond, Eagles, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Hamrick, Harding, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Isaac, Jackson, Johnson, Jones, Kemp, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Simpson, Slagle, Snyder, Speed, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, and Woodard of Wilson—103.

Those voting in the negative are: None.

S. B. 6, a bill to be entitled an act to authorize the issuance of Six Million, One Hundred and Eighty-Nine Thousand Dollars of bonds of the state to provide for capital improvements for state institutions and agencies.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Representatives Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Dolley, Drummond, Eagles, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Hamrick, Harding, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Isaac, Jackson, Johnson, Jones, Kemp, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Simpson, Slagle, Snyder, Speed, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, and Woodard of Wilson—103.

Those voting in the negative are: None.

H. B. 843, a bill to be entitled an act to amend General Statutes 20-38(bb) with regard to the definition of special mobile equipment for vehicle registration purposes.

Passes its second reading by the following vote, as amended, and remains on the Calendar.

Those voting in the affirmative are: Representatives Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Dolley, Drummond, Eagles, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Hamrick, Harding, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Isaac, Jackson, Johnson, Jones, Kemp, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Simpson, Slagle, Snyder, Speed, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, and Woodard of Wilson—103.

Those voting in the negative are: None.

S. B. 7, a bill to be entitled an act to make appropriations for capital improvements of state institutions, departments and agencies and construction of buildings and permanent improvements for the state.

Representative Barbee offers an amendment.

Representative Eagles moves the amendment lie on the table. The motion prevails.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Dolley, Drummond, Eagles, Efrid, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Greenwood, Gregory of Halifax, Gregory of Harnett, Hamrick, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Jackson, Johnson, Jones, Kemp, Kennedy, Kerr, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Simpson, Slagle, Snyder, Speed, Spruill, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—105.

Those voting in the negative are: Representatives Harding, Isaac, Kiser, and West of Clay—4.

S. B. 363, a bill to be entitled an act to amend Section 127-113 of the General Statutes to provide that the issuance of bonds and the levy of a tax for the payment thereof by counties and municipalities for the pur-



poses of Article 13 of Chapter 127 of the General Statutes shall be subject to approval at an election if required by the Constitution or if required pursuant to the provisions of the County Finance Act or the Municipal Finance Act.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Dolley, Drummond, Eagles, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Hamrick, Harding, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Isaac, Jackson, Johnson, Jones, Kemp, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Simpson, Slagle, Snyder, Speed, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, and Woodard of Wilson—103.

Those voting in the negative are: None.

S. B. 392, a bill to be entitled an act to amend Chapter 66 of the General Statutes so as to provide for the licensing and regulation of Motor Clubs and Associations by the Commissioner of Insurance, and to provide for fees in connection therewith.

Representative High offers an amendment.

Representative Reid moves that the bill lie on the table. The motion prevails.

S. B. 426, a bill to be entitled an act to amend Chapter 559, Public-Local Laws of 1935, relating to the issuance of school building bonds in behalf of school districts and special bond tax units and the levy of taxes within such districts and units for the payment of the principal and interest of such bonds, by prohibiting the issuance of bonds in behalf of school districts which have no outstanding bonded indebtedness and have been included within larger school districts subsequently created, and by validating the creation of any such larger school districts.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Dolley, Drummond, Eagles, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Hamrick, Harding, Hardy, Hargett, Harris of Wake, Hawfield,



Henley, Hicks, High, Hill, Hines, Isaac, Jackson, Johnson, Jones, Kemp, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Simpson, Slagle, Snyder, Speed, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Clay, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, and Woodard of Wilson—103.

Those voting in the negative are: None.

S. B. 452, a bill to be entitled an act to amend General Statutes 105-74 and General Statutes 105-85 relating to state license taxes on pressing clubs, dry cleaning plants, hat blockers and laundries.

On motion of Representative Wicker, the bill is postponed until Monday night, June 19, 1961.

H. B. 711, a bill to be entitled an act to amend Section 3, Article V, and Section 5, Article V, of the Constitution of North Carolina relative to the power of the General Assembly to exempt and to classify property for ad valorem tax purposes.

Representative Zollicoffer offers amendments which are adopted.

The bill fails to pass its third reading by the following vote:

Those voting in the affirmative are: Mr. Speaker Hunt, Representatives Arledge, Belk, Bell, Blue, Boger, Britt, Brooks, Byrum, Calder, Coates, Cohoon, Crawford, Davis of Lenoir, Dolley, Drummond, Eagles, Efrid, Everett, Fearing, Felmet, Galifanakis, Garner, Green, Greenwood, Gregory of Halifax, Hamrick, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Jackson, Johnson, Kemp, Kennedy, Kerr, Martin, McFadyen, McMillan of Robeson, McMillan of Wake, Nicholson, Osteen, Owens, Palmer, Peel, Quinn, Randall, Reid, Riggs, Satterfield, Sermons, Snyder, Story, Taylor, Umstead, Vaughn, Vogler, Wallace, Watkins, Whitehurst, Wilson, Womble, Wood, Woodard of Northampton, Wooten, and Zollicoffer—70.

Those voting in the negative are: Representatives Barbee, Braswell, Choate, Coffey, Cook, Davis of Rowan, Ferrell, Fletcher, Frink, Godwin, Gregory of Harnett, Harding, Hardy, Holcombe, Jones, Kiser, Lane, Leatherman, Leatherwood, Lupton, McLaughlin, Newman, Pickard, Potts, Ramsey, Rodenbough, Simpson, Speed, Spruill, Thomas, Thornburg, Wall, West of Clay, Whitley, Wicker, and Williamson—36.

On motion of Representative Braswell, the vote by which the bill failed to pass its third reading is reconsidered and the bill is placed on the Calendar.

S. B. 466, a bill to be entitled an act to authorize the Director of the Budget to transfer Six Hundred Thousand Dollars in 1960-1961 surplus Prison Department Operating and Maintenance Funds to Capital Improvement Funds for the purpose of constructing a prison hospital.

Passes its second and third readings and is ordered enrolled.

Representative Belk sends forward the following conference report:

To the President of the Senate and Speaker of the House:

Senate and House Conferees Report on Committee Substitute for H. B. 15.

The House of Representatives having failed to concur in the Senate amendments, conferees were appointed by the President of the Senate and the Speaker of the House of Representatives. Said conferees having agreed upon the differences arising under said bill and the amendments hereby submit the following report.

(1) Conferees concur in Senate amendment No. 1 as follows:

Amend Section 53-166, Subsection (c) of Section 1 to read as follows:

“(c) Penalties; Commissioner to provide and testify as to facts in his possession.—Any person not exempt from this article, or any officer, agent, employee or representative thereof, who fails to comply with or who otherwise violates any of the provisions of this article, or any regulation of the Banking Commission adopted pursuant to this article, shall be guilty of a misdemeanor and upon conviction shall be fined not less than Five Hundred Dollars (\$500.00) nor more than Twenty-Five Hundred Dollars (\$2500.00) or imprisoned not less than four (4) months nor more than two (2) years, or both, in the discretion of the court. Each such violation shall be considered a separate offense. It shall be the duty of the Commissioner of Banks to provide the solicitor of the court having jurisdiction of any such offense with all facts and evidence in his actual or constructive possession, and to testify as to such facts upon the trial of any person for any such offense.”

(2) Conferees concur in Senate amendment No. 2 to amend subsection (d) of Section 53-166 of Section 1 to read as follows:

“(d) Additional penalties.—Any contract of loan, the making or collecting of which violates any provision of this article, or regulation thereunder, except as a result of accidental or bona fide error of computation shall be void and the licensee shall have no right to collect, receive or retain any principal or charges whatsoever with respect to such loan.

(3) Conferees adopt Section 53-168 in its entirety as it appears in Committee Substitute for H. B. 15. Reference is hereby made to Section 53-168 of Committee Substitute for H. B. 15 for full contents.

(4) Conferees amend Section 53-173 as follows:

“Section 53-173. Maximum rate of charge.—Every licensee hereunder may contract for and receive charges on any loan of money not exceeding Six Hundred Dollars (\$600.00) in amount as follows:

“(a) The charge for payment according to schedule may be computed on the amount of cash advance for the full term of the contract without regard to the requirement for installment payments at rates not exceeding



the equivalent of \$20.00 per \$100.00 per annum for that part of the amount of the cash advance not exceeding \$100.00, \$18.00 per \$100.00 per annum for that part of the amount of cash advance exceeding \$100.00 but not exceeding \$200.00, \$15.00 per \$100.00 per annum for that part of the amount of cash advance exceeding \$200.00 but not exceeding \$300.00, and \$6.00 per \$100.00 per annum for that part of the amount of cash advance exceeding \$300.00 but not exceeding \$600.00.

“(b) On loans of Seventy-Five Dollars (\$75.00) or less, a licensee may charge, in lieu of the charges specified in subsection (a) of this section, at a rate not in excess of One Dollar (\$1.00) for each Five Dollars (\$5.00) of cash advance to the borrower up to the amount of Seventy-Five Dollars (\$75.00) and a period of at least fifteen (15) days must be allowed for repayment of each Five Dollars (\$5.00) cash advance. Such charges shall not be assessed by any subterfuge or device on any loan over Seventy-Five Dollars (\$75.00) or on any balance of Seventy-Five Dollars (\$75.00) or less when the original loan was greater than Seventy-Five Dollars (\$75.00).

“(c) A licensee shall compute monthly charges for a period of time less than one year at one-twelfth of the annual rate for each loan month and shall compute charges for a period of less than one loan month at one-thirtieth of one-twelfth of the annual rate for each day. A loan month is that period of time from one date in the month through the corresponding date in the next month. If there is no corresponding date, then the last day of the next month will be used.

“(d) The licensee shall not fix a due date of the first installment of any loan contract providing for monthly installments for a term exceeding forty-five (45) actual days from the date of the loan. When the first payment of any such contract may be due on a date beyond a loan month defined above, a licensee will be permitted to make an additional charge for the number of days in excess of thirty (30) or the number of days in excess of one loan month from the date of the loan, whichever is less.

Conferees adopt Senate Amendment as follows:

“(e) Subject to the limitations contained in this Article as to maximum rates, the Commission may from time to time, upon the basis of changed conditions or facts, redetermine and refix any such maximum rates of charge, but, before determining or redetermining any such maximum rates, the commission shall give reasonable notice of its intention to consider doing so to all licensees and a reasonable opportunity to be heard and introduce evidence with respect thereto. The notice herein required may be given by mailing such notice to the offices of the licensees as shown in the records of the Commissioner of Banks. Any such changed maximum rates of charge shall not affect pre-existing loan contracts lawfully entered into between any licensee and any borrower.”

(5) Conferees adopt Senate Amendment to Section 53-174 as follows:

“Section 53-174. Refund.—(a) When any loan contract is paid in full by cash, a new loan, renewal or otherwise, after two loan months have



expired, the licensee shall refund or credit the borrower with that portion of the total charges which shall be due the borrower as determined by schedules prepared under the rule of 78's or sum of the digits principle as follows:

'The amount of the refund or credit shall be at least as great a proportion of the total charges originally contracted for, excluding any adjustment made for a first period of more than one month, as the sum of the consecutive monthly balances of the contract scheduled to follow the date of prepayment bears to the sum of all the consecutive monthly balances of the contract, those sums to be determined according to the payment schedule originally contracted for.'

If a loan is prepaid in full by cash, a new loan, renewal or otherwise, two loan months or less from the date of the contract, the licensee shall make a pro rata refund of the charges to the borrower or shall credit such amount to the borrower. In computing any required refund, any prepayment made on or before the 15th day following an installment date shall be deemed to have been made on the installment date preceding such prepayment and any prepayment made after the 15th day following an installment date shall be deemed to have been made on the installment date following such installment; provided, such computation shall not result in refunds by the rule of 78's method on loans prepaid two loan months or less from the date of the contract. When loans are prepaid fifteen (15) days or less from the date the loan is made, licensees are authorized in computing refunds to divide the original add-on charge by that figure which represents the number of loan months in the contract. The original add-on charges less the resultant quotient shall constitute the amount of the refund; provided, whenever the resultant quotient is less than two dollars (\$2.00), the minimum charge shall be fixed at two dollars (\$2.00) or the total original add-on charges, whichever is the lesser. The tender by the borrower, or at his request, of an amount equal to the unpaid balance less the required refund must be accepted by the licensee in full payment of the contract.

(6) Conferees adopt Senate Amendment as rewritten to Section 53-175 as follows:

"Section 53-175. Default charge.—(a) If the contract so provides, an additional charge for any installment past due ten (10) days or more according to the original terms of the contract by reason of default may be made in an amount not to exceed five per cent (5%) of the amount of the installment past due and said amount may be charged once and no more on the same default; provided, that if such charge is deducted from a payment made on the loan and such deduction results in a default of a subsequent installment, no charge shall be made for such subsequent default; provided, further, that once a borrower has incurred a default charge pursuant to this section, no default charge shall be incurred with respect to any future payments which would not have been in default except for the previous default.

"(b) If there is an unpaid balance on a loan at the maturity date of the original contract, an additional charge at a rate not to exceed six per cent (6%) per annum may be charged on the outstanding balance until the loan is paid in full by cash, a new loan, renewal or otherwise."

(7) Conferees adopt Senate Amendment to Section 53-176 as follows:

"Section 53-176. Optional rates, maturities and amounts.—In lieu of making loans in the amount, for the term and at the charges stated respectively in Sections 53-166, 53-173 and 53-180, a licensee may at any time elect to make loans in any amount including loans in excess of \$600.00, for any term including more than 24 months, subject to all the other provisions of this Act, provided that the charges for the entire amount for each such loan made by such electing licensee during the period that such election is in effect shall not exceed the same fees and interest set forth in General Statutes 53-141. Such election shall be made by the filing of a written statement to that effect by the licensee with the Commissioner and can be terminated by cancellation notice filed by the licensee in writing with the Commissioner.

Conferees adopt additional amendment as follows:

"No individual, partnership, or corporate licensee and no corporation which is the parent, subsidiary or affiliate of a corporate licensee which is making loans under this Act otherwise than as authorized specially in this section, shall be permitted to make loans under the provisions of this section. Any corporate licensee or individual or partnership licensee making an election to make loans in accordance with the provisions of this section shall respectively be bound by such election with respect to all of its offices and locations in this state and all offices and locations in this state of its parent, subsidiary or affiliated corporate licensee, or with respect to all of his or their offices and locations in this state."

(8) Conferees adopt Senate Amendment as rewritten to Section 53-177 as follows:

"Section 53-177. Recording fees.—The licensee may collect from the borrower the actual fees paid a public official or agency of a county or the state, for filing, recording, or releasing any instrument securing the loan. A licensee shall not collect or permit to be collected any notary fee in connection with any loan made under this article. In lieu of recording any instrument and in lieu of collecting any recording fee herein authorized, a lender may take out non-recording or non-filing insurance on the instrument securing the loan and charge to the borrower the amount of the premium as fixed by the Commissioner of Insurance, but the amount so charged to the borrower shall not in any event exceed sixty cents (60c) with respect to any one loan."

(9) Conferees adopt Senate Amendment to Section 53-178 as follows:

"Section 53-178. No further charges, no splitting contracts, certain contracts void.—No further or other charges or insurance commissions shall be directly or indirectly contracted for or received by any licensee except those specifically authorized by this article. No licensee shall divide into



separate parts any contract made for the purpose of or with the effect of obtaining charges in excess of those authorized by this article. All balances due to a licensee from any person as a borrower or as an endorser, guarantor or surety for any borrower or otherwise, or due from any husband or wife, jointly or severally, shall be considered a part of any loan being made by a licensee to such person for the purpose of computing interest or charges.

(10) Conferees adopt Senate Amendment to Section 53-179 as follows:

"Section 53-179. Multiple office loan limitations.—A licensee shall not grant a loan in one office to any borrower who already has a loan in another office operated by the same entity or by an affiliate, parent, subsidiary or under the same ownership, management or control, whether partial or complete. This section shall apply to intrastate and interstate operations. A licensee shall take every reasonable precaution to prevent granting loans in violation of this section. Such loans granted inadvertently resulting in a total liability of six hundred dollars (\$600.00) or less, shall be adjusted to the rates applicable under this article to a single loan of equivalent amount, and when the total liability on such loans is in excess of six hundred dollars (\$600.00), interest shall be adjusted to simple interest at six per cent (6%) per year on the entire obligation.

(11) Conferees adopt Senate Amendment to Section 53-180 as follows:

"Section 53-180. Time and payment limitation.—No licensee shall enter into any contract of loan under this article extending more than twenty-five loan months from the date of making the contract. Every loan contract shall require payment of cash advance and charges, as aggregated, in installments which shall be payable at approximately equal periodic intervals. No installment contracted for shall be substantially larger than any preceding installment.

(12) Conferees adopt Senate Amendment to Section 53-189 as follows:

"Section 53-189. Insurance.—(a) Credit Life Insurance.—The amount of credit life insurance shall not exceed the original indebtedness, but this insurance may be carried on the loan to maturity at level term.

"(b) Credit Accident and Health Insurance.—The amount of periodic indemnity payable with respect to any one installment payment period by credit accident and health insurance in the event of disability, as defined in the policy, shall not exceed the original amount of the loan divided by the number of periodic installment payment periods, and such insurance shall not extend over any longer period of time than the loan contract.

"(c) Notwithstanding any other provision of this article, a licensee may sell such insurance or provide the same under a group contract, subject to the applicable laws of the state relating to insurance. Any gain or advantage in the form of commission or otherwise, to the licensee or to any employee, affiliate, or associate of the licensee from such above described insurance or its sale shall not be deemed to be an additional or further charge in connection with the contract of loan. No insurance authorized



by subsections (a) and (b) of this section shall be required with respect to more than one obligor of any one loan contract.

“(d) Notwithstanding any other provisions of this article, no licensee shall require any borrower to obtain credit accident and health insurance when a loan is secured by collateral consisting of personal property with respect to which property loss insurance has been required to be obtained.

“(e) No licensee shall directly or indirectly receive any commission, premium or profit from the sale of any property loss insurance on any property used as collateral to secure any loan made pursuant to the provisions of this article.

“(f) Notwithstanding any other provisions of this section or article, nothing herein contained shall be construed to authorize the sale of insurance in violation of any of the provisions of Chapter 58 of the General Statutes or the rules and regulations promulgated pursuant thereto.

We respectfully submit the above report from the Conferees Committee of the

House of Representatives

/s/ IRWIN BELK, *Chairman*

/s/ ASHLEY M. MURPHY

/s/ WM. CHARLES COHOON

/s/ ED KEMP

/s/ DWIGHT W. QUINN

Senate

/s/ N. ELTON AYDLETT

/s/ P. D. MIDGETT, JR.

/s/ MILES RHYNE

On motion of Representative Belk, the conference report is adopted and the Senate is so notified.

#### ENROLLED BILLS

Representative Britt, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 1060. A Joint Resolution providing that the area of Columbus County now known as Crusoe Island may hereafter be known as the River View Community.

H. R. 734. A Joint Resolution requesting the delegation in the Congress of the United States from North Carolina to support H. R. 3745 to provide for pensions of veterans of World War I.

H. R. 1236. A Joint Resolution expressing sympathy upon the death of and honoring the memory of the Honorable Herbert Irwin McDougale.

S. B. 89. An Act to amend the motor vehicle laws to provide for the distribution of license plates by the Department of Motor Vehicles on a contractual basis and to provide for the charging of fees by the Department of Motor Vehicles for acknowledgment of signatures.

S. B. 177. An Act to provide for the central registration of marriage certificates.

S. B. 318. An Act to prohibit the taking of game from public highways in Edgecombe County.

S. B. 353. An Act to divide North Carolina into eleven congressional districts.

S. B. 358. An Act amending Article 12 of Chapter 130 of the General Statutes to authorize any sanitary district to contract with any city, town, village or political subdivision of the state for the treatment of the district's sewage in a sewage disposal or treatment plant owned and constructed or to be constructed by such city, town, village or political subdivision.

S. B. 360. An Act to amend Article 12 of Chapter 130 of the General Statutes of North Carolina, to authorize a sanitary district created under this chapter to merge with a city or town by majority vote of the qualified voters of both the sanitary district and the city or town.

S. B. 361. An Act to amend the Charter of the Town of Rowland regarding election and terms of office of town officials.

S. B. 376. An Act abolishing the Office of Treasurer of Cabarrus County.

S. B. 389. An Act to amend Chapter 22, Session Laws of 1951, relating to the compensation of the Mayor and members of the City Council of the City of Durham.

S. B. 403. An Act to amend Chapter 225 of the Private Laws of 1927 relating to the Charter of the Town of Newport in Carteret County.

S. B. 412. An Act to appoint Robert Stiles a member of the Board of Education of Cherokee County to replace Allen Brendle, resigned.

S. B. 415. An Act authorizing the Board of Commissioners of the City of Albemarle to call an election upon the question of adopting a city manager form of government for the City of Albemarle.

S. B. 418. An Act to amend General Statutes 7-70 relating to the terms of Superior Court to be held in the Greensboro division of Guilford County.

S. B. 419. An Act to authorize the County of Randolph to establish and operate a county library system and to authorize the participation in this system of municipal or other public libraries in Randolph County.

S. B. 422. An Act relating to the compulsory inspection of poultry and poultry products.

S. B. 423. An Act to set the salaries of certain officials of the City of Charlotte and Mecklenburg County.

S. B. 432. An Act to amend General Statutes 160-227.1 so as to provide that Part 3A, Article 18, Chapter 160, of the General Statutes shall be applicable to Halifax County.

S. B. 438. An Act to amend Chapter 697, Session Laws 1951, as amended by Chapter 993, Session Laws 1953, relating to providing a supplement to the retirement allowances of certain employees of the City of Durham and County of Durham.

S. B. 440. An Act to permit uniformed firemen to direct traffic and enforce motor vehicle laws and ordinances at the scene of fires.

S. B. 443. An Act authorizing and empowering the City Council of the City of Salisbury to open, widen and extend streets within said city and setting forth the procedures therefor, including the procedure for acquiring land necessary for the purpose of widening, extending, or opening any street within the said city.

S. B. 447. An Act to validate the acts of Earl Mason, a Justice of the Peace in Carteret County, between March 11, 1959 and May 3, 1960.

S. B. 450. An Act relating to the compensation of certain officials of Halifax County.

S. B. 451. An Act to amend General Statutes 130-129 relating to the compensation of members of a sanitary district board.

S. B. 454. An Act to amend General Statutes 153-9 relating to county plumbing inspectors to make the same apply to Rockingham County.

S. B. 488. An Act amending General Statutes 105-422 so as to make the provisions of General Statutes 105-422 applicable to Iredell County.

S. B. 489. An Act relating to the statute of limitations on drainage assessments as applied to Iredell County.

S. B. 490. An Act relating to the statute of limitations on taxes and special assessments as applied to the City of Statesville.

S. B. 492. An Act to amend H. B. 180, relating to the operation and control of Alcoholic Beverage Control Stores in the City of Sanford, Lee County, ratified on March 24, 1961.

H. B. 23. An Act to amend General Statutes 120-3.1 relating to subsistence and travel allowances for members and presiding officers of the General Assembly.

H. B. 72. An Act to permit a solicitor to argue for a death sentence in a capital case.

H. B. 320. An Act to provide that county funds may be deposited in buildings or savings and loan companies in Jackson County.

H. B. 426. An Act to provide that county funds may be deposited in building or savings and loan companies in Haywood County.

H. B. 432. An Act to amend General Statutes 105-141 to provide income tax exemption for benefits paid under all workmen's compensation acts and similar acts.



H. B. 441. An Act to authorize the operation of summer schools in the public school system of the state.

H. B. 873. An Act to amend General Statutes 160-241 to provide an alternate method of assessing the cost of extending water and sewer lines within parcels of land subdivided into lots to be applicable to the City of Raleigh.

H. B. 883. An Act authorizing the Board of Commissioners of Wilkes County to appropriate funds to supplement the salary of the poultry expert employed at the Poultry Experiment Station located in Wilkes County.

H. B. 905. An Act to rewrite General Statutes 14-329 regarding the punishment for various acts of trafficking in spirituous liquor containing foreign properties or ingredients poisonous to the human system.

H. B. 919. An Act to amend Chapter 170, Public-Local Laws of 1937, as amended by Chapter 848 of the 1951 Session Laws, so as to clarify the special tax authorized in Guilford County for the support and maintenance of the poor and the County Welfare Department.

H. B. 979. An Act to amend General Statutes 160-227.1 relative to municipal approval of subdivision plats, making the same applicable to Chowan County.

H. B. 984. An Act relating to the advertisement and sale of tax liens on real property in the Town of Gibsonville, North Carolina.

H. B. 1000. An Act to authorize the Board of County Commissioners of New Hanover County to convey certain lands at Fort Fisher to the State of North Carolina.

H. B. 1002. An Act to fix the fees of the Justices of the Peace in Moore County.

H. B. 1007. An Act to regulate the fees to be received by Justices of the Peace in Columbus County.

H. B. 1015. An Act to amend H. B. 417, ratified 26 May, 1961, so as to exclude Johnston County therefrom.

H. B. 1017. An Act relating to mileage allowance for Guilford County employees.

H. B. 1018. An Act to repeal Chapter 1154 of the Session Laws of 1951 relating to garbage collection and disposal in Guilford County.

H. B. 1020. An Act relating to the constitution of a quorum at meetings of the governing board of the Town of Dunn.

H. B. 1025. An Act to further amend the Charter of the City of Wilson, in Wilson County, relating to the City Tax Collector.

H. B. 1034. An Act to allow the governing body of the City of Reidsville to establish by ordinance a retirement or pension fund for employees.

H. B. 1035. An Act to validate the municipal election of May 1, 1961, of the Town of Maxton in Robeson County.

H. B. 1036. An Act to amend Chapter 314 of the Session Laws of North Carolina, 1953, relating to elections in the Town of Maxton.

H. B. 1037. An Act relating to provisions for collection of garbage in Dare County.

H. B. 1041. An Act to amend General Statutes 160-227.1 authorizing municipalities in New Hanover County to regulate the platting and recording of subdivisions of land.

H. B. 1048. An Act to authorize the Board of County Commissioners of Wilson County to fix the compensation for the chairman and other members of the board.

H. B. 1051. An Act to amend the rules and regulations for municipal elections held in the City of Gastonia.

H. B. 1053. An Act authorizing appointment of a Board of Equalization and Review for Mecklenburg County.

H. B. 1055. An Act to provide for staggered terms of office for the Board of Commissioners and compensation for Board of Commissioners and Mayor of the Town of Creedmoor in Granville County.

H. B. 1063. An Act to fix the salaries of certain officials of Franklin County.

H. B. 1064. An Act relating to the appointment of a Vice-Recorder of the Franklin County Recorder's Court.

H. B. 1066. An Act to create a Law Enforcement Officers' Relief Fund for the Moore County Law Enforcement Officers' Association.

H. B. 1067. An Act to fix the fees of the Clerk of Superior Court of Johnston County.

H. B. 1079. An Act authorizing the County Board of Commissioners of Hertford County to set compensation for the members, the chairman and the county attorney.

H. B. 1080. An Act to amend the Charter of the Town of Scotland Neck relating to the compensation of the Mayor and Board of Commissioners.

H. B. 1083. An Act to fix the compensation of the members of the Board of County Commissioners and the Board of Education of Gates County.

H. B. 1090. An Act to provide for an election upon the question of the establishment of a County Recorder's Court in Harnett County.

H. B. 1095. An Act relating to the compensation of the Judge of the Juvenile Court of Vance County.

H. B. 1096. An Act to amend General Statutes 14-335 so as to change the punishment for public drunkenness in Anson County.

H. B. 1098. An Act to fix the compensation of the County Commissioners of Anson County.

H. B. 1100. An Act to amend Chapter 144 of the Public-Local Laws of 1937, as amended, relating to the Civil Service Act of the City of High Point.

H. B. 1106. An Act to amend Chapter 1189, Session Laws of 1953, relating to the compensation of Commissioners of the Town of Ellerbe in Richmond County.

H. B. 1107. An Act to fix the compensation of the members of the Rockingham City Board of Education.

H. B. 1108. An Act to amend Chapter 1235, Session Laws of 1959, relating to plats and subdivisions of land surveys so as to provide said act shall not apply to Camden County.

H. B. 1109. An Act relating to the terms of court in Onslow County.

H. B. 1110. An Act relating to the terms of court in Edgecombe County.

H. B. 1112. An Act to amend Chapter 1209, Session Laws of 1955, providing that persons charged with certain motor vehicle violations in Franklin County may waive appearance and tender plea of guilty by naming the chief of police as an officer authorized to accept waiver.

H. B. 1113. An Act to amend Chapter 433, Session Laws of 1955, relating to the compensation of the members of the Board of County Commissioners, the members of the Board of Education, and the members of the Board of Health of Martin County.

H. B. 1114. An Act to amend General Statutes 9-25 so as to provide the manner of drawing the grand jurors in Rutherford County.

H. B. 1115. An Act to amend Chapter 1298, Session Laws of 1957, being the Charter of the Town of Mayodan and amending certain requirements for the enactment of ordinances.

H. B. 1116. An Act to amend Chapter 1142 of the Session Laws of 1959 relating to the Franklin County Peace Officers' Relief Association.

H. B. 1134. An Act to amend Chapter 389, Session Laws of 1959, relating to the compensation of the Judge and Solicitor of the Richmond County Special Court and the Judge and Solicitor of the Hamlet District Recorder's Court.

H. B. 1137. An Act to provide for a jury in the Recorder's Court of Bladen County and to regulate the drawing of same, when one is demanded.

H. B. 1139. An Act to amend General Statutes 160-227.1 so as to provide that the provisions of Chapter 160, Article 18, Part 3A, of the General Statutes shall be applicable to Lenoir County.

H. B. 1145. An Act to amend Chapter 1071, Session Laws of 1953, as amended by Chapter 857, Session Laws of 1957, authorizing and empowering the Board of Commissioners of Forsyth County to adopt regulations re-



lating to the government thereof so as to authorize the Board of Commissioners of Forsyth County to adopt regulations relating to the discharge of firearms in Forsyth County outside of the municipalities therein.

H. B. 1150. An Act to amend Section 6 of Chapter 219, Private Laws of 1911, as rewritten by Chapter 56 of the Session Laws of 1959, relating to the filling of vacancies on the Board of Commissioners of the Town of Smithfield, North Carolina.

H. B. 1175. An Act to amend General Statutes 18-45 relating to the powers and duties of the Beaufort County Alcoholic Beverage Control Board.

H. B. 1187. An Act relating to salaries of employees of the Graham County Public Welfare Department.

H. B. 1194. An Act to increase the salaries of the Clerk of the Superior Court, the Sheriff, and the Register of Deeds of Alamance County in the sum of Six Hundred Dollars per year.

H. B. 1197. An Act to authorize the Board of County Commissioners of Richmond County to fix the fees of county officers.

H. B. 1213. An Act to create a Peace Officers' Association for the purpose of promoting better law enforcement in Burke and Caldwell Counties and to provide further education and relief of local peace officers thereof.

H. B. 1225. An Act to provide for the election of members of the Montgomery County Board of Education and to fix their terms of office.

On motion of Representative Johnson, the House takes a recess until 3 o'clock P. M.

#### AFTERNOON SESSION

June 16, 1961

The House meets pursuant to its recess with Mr. Speaker Hunt presiding.

On motion of Representative Martin, Lucille Horn Young of Davie County is made an honorary pagette of the House of Representatives.

On motion of Representative Hines, Aurles Unee Wiggins, Edryan Donez Wiggins, and Lester Purnell Wiggins, Jr., of Guilford County are made honorary pagette and pages of the House of Representatives.

On motion of Representative Zollicoffer, S. B. 368, entitled "a bill to be entitled an act to authorize the State Board of Education to conduct an experimental or pilot program in two or more school administrative units based upon merit pay for teachers who excel in their profession and to appropriate funds for the expense of the program", is withdrawn from the Committee on the Calendar and placed on the Calendar.

## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representative Williamson:

H. B. 1249, a bill to be entitled an act to confine and limit the territorial jurisdiction of the Fair Bluff Municipal Recorder's Court to Fair Bluff Township in Columbus County.

On motion of Representative Williamson, the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representative Crawford:

H. R. 1250, a joint resolution honoring the life and memory of Claude L. Love.

On motion of Representative Crawford, the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representatives Hines and Kemp:

H. B. 1251, a bill to be entitled an act to amend H. B. 985, ratified June 15, 1961, relating to the Municipal Court of the City of High Point.

On motion of Representative Kemp, the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

## REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar as follows:

By Representative Zollicoffer, for the Committee on Calendar.

H. B. 473, a bill to be entitled an act appropriating funds for the development of the birthplace of President Andrew Jackson.

With a favorable report, as amended.

H. B. 1221, a bill to be entitled an act to amend Chapter 153 of the General Statutes of North Carolina relating to the investment of county funds of Cumberland County.

With a favorable report.

H. B. 1239, a bill to be entitled an act to appropriate funds for the purchase of land for the Piedmont Research Station in Rowan County.

With a favorable report.

H. B. 1246, a bill to be entitled an act to amend General Statutes 105-101 by striking out the requirement of a tax of \$2.50 on the affixing of the Great Seal of the State to any commission.

With a favorable report.

H. B. 1247, a bill to be entitled an act to make an appropriation to provide for salaried employees of the supreme court the same percentage salary increase granted to state employees subject to the Personnel Act.

With a favorable report.

S. B. 116, a bill to be entitled an act for the relief of J. Gordon Webster of Rockingham County for damage to his automobile incurred in an accident with a State Highway and Public Works Commission truck.

With an unfavorable report.

S. B. 118, a bill to be entitled an act authorizing the Governor and Council of State to furnish Replacement Volumes 2B, 3A, 4B and 4C of the General Statutes of North Carolina to the Justices of the Supreme Court, the Supreme Court Library and other state officials and agencies.

With a favorable report.

S. B. 130, a bill to be entitled an act to provide aid to the Brevard Music Foundation, Incorporated.

With a favorable report.

S. B. 171, a bill to be entitled an act to appropriate funds to the North Carolina Confederate Centennial Commission.

With a favorable report.

S. B. 198, a bill to be entitled an act to appropriate funds to the Carolina Charter Tercentenary Commission.

With a favorable report.

S. B. 253, a bill to be entitled an act to amend Chapter 50 of the General Statutes so as to authorize Judges of Superior Court to make disposition of estates by the entireties in suits for alimony without divorce.

With an unfavorable report.

S. B. 268, a bill to be entitled an act to provide for the more adequate teaching of North Carolina and local history in the public schools.



With a favorable report.

S. B. 372, a bill to be entitled an act to amend Chapter 84 of the General Statutes relating to attorneys at law.

With a favorable report.

S. B. 431, a bill to be entitled an act to authorize the University of North Carolina to construct and provide service and auxiliary facilities necessary or desirable for the students or staff or in the operation of the University of North Carolina at Chapel Hill, North Carolina, either as additions, extensions, improvements and betterments of the University Enterprises of the University of North Carolina or otherwise, and to pay the costs thereof, in whole or in part, through the issuance of revenue bonds payable from revenues; providing for the charging and collection of rates, fees, charges and rentals; making inapplicable hereto all other statutory provisions in conflict with the provisions of this Act; and making the provisions of this Act severable.

With a favorable report.

S. B. 460, a bill to be entitled an act to amend Section 2 of Chapter 451 of the Session Laws of 1949, and Section 6 of Chapter 171 of the Session Laws of 1955, relating to the election of the Board of Commissioners of the Town of Mooresville.

With a favorable report.

S. B. 463, a bill to be entitled an act to amend General Statutes 51-15 relating to the obtaining of marriage licenses by misrepresentation or false pretense.

With an unfavorable report.

S. B. 464, a bill to be entitled an act to repeal General Statutes 75-3 relating to burden of proof as to reasonableness in actions involving combinations in the form of trusts and conspiracies in restraint of trade.

With a favorable report.

S. B. 470, a bill to be entitled an act to amend General Statutes 115-52 relating to purchase of equipment and supplies by local boards of education.

With an unfavorable report.

S. B. 472, a bill to be entitled an act to amend Subsection 16(c) of Section 130-128 of the General Statutes relating to application of capital reserve funds of sanitary districts.

With a favorable report.

S. B. 474, a bill to be entitled an act to fix the fees of the Register of Deeds of Watauga County for the registration of certain instruments.

With a favorable report.

S. B. 477, a bill to be entitled an act to amend General Statutes 7-70 relating to the terms of superior court to be held in Granville County.

With a favorable report.

S. B. 479, a bill to be entitled an act to prohibit certain business activities on Sunday.

With a favorable report.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER

Friday, June 16, 1961

*Mr. Speaker:*

It is ordered that a message be sent your Honorable Body with the information that the Senate has adopted the report of the conferees on H. B. 15, entitled "A Bill to be entitled an Act to amend Article 15 of Chapter 53 of the General Statutes, so as to repeal the North Carolina Small Loans Act, and to adopt a North Carolina Consumer Finance Act", to the end that when a similar action has been taken on the part of the House, you may order the bill enrolled.

Respectfully,

S. RAY BYERLY, *Principal Clerk*

The House having adopted the report, the bill is ordered enrolled.

MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

H. B. 461, a bill to be entitled an act to license and regulate water well contractors.

Returned for concurrence.

On motion of Representative Kerr, the House concurs in the Senate amendment and the bill is ordered enrolled.

S. B. 487, a bill to be entitled an act to authorize the Governor and Council of State to employ special personnel to investigate and prosecute violations of North Carolina law relating to athletic contests.

Referred to Committee on Calendar.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 181, a bill to be entitled an act to appropriate funds for the development of the President James K. Polk Birthplace.

On motion of Representative Belk, the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 313, a bill to be entitled an act to appropriate funds for the development of Bentonville Battleground State Historic Site.

On motion of Representative Coates, the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 992, a bill to be entitled an act amending Section 159-42 of the General Statutes relating to the scope of the Local Government Act.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1014, a bill to be entitled an act for the relief of Charles B. Goodman.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1042, a bill to be entitled an act to furnish the Chairman of the State Board of Education with a secretary and to appropriate funds for the compensation of said secretary.

On motion of Representative Johnson, the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 1085, a bill to be entitled an act to amend Chapter 113 of the General Statutes relating to commercial fisheries by clarifying the provisions of existing laws, regulating the establishment of taking of shrimp and oysters for personal use and authorizing the director to suspend licenses upon conviction of violations.

On motion of Representative Bell, the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 1086, a bill to be entitled an act to expand the salt marsh mosquito control program by drainage and diking marsh lands.

On motion of Representative Sermons, the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 1128, a bill to be entitled an act to amend Chapter 156 of the General Statutes, as amended, relating to drainage districts, for the purpose of substituting the words "Department of Water Resources" in place of the words "Board of Conservation and Development".

Passes its second and third readings and is ordered sent to the Senate.



H. B. 1226, a bill to be entitled an act to amend Article 5 of Chapter 105 of the General Statutes by repealing the tax on wholesale sales.

Passes its second and third readings and is ordered sent to the Senate.

S. B. 52, a bill to be entitled an act to provide a retroactive salary supplement to academic and vocational teachers, principals, and supervisors in certain state child-care institutions.

Passes its second and third readings and is ordered enrolled.

S. B. 146, a bill to be entitled an act to amend General Statutes 105-296 relating to tax exempt real property.

Passes its second and third readings and is ordered enrolled.

S. B. 199, a bill to be entitled an act to amend General Statutes 53-43 so as to include savings and loan associations with other financial institutions with respect to the collection of interest in advance.

Passes its second and third readings and is ordered enrolled.

S. B. 230, a bill to be entitled an act to amend General Statutes 18-39 relating to the location of liquor stores.

Passes its second and third readings and is ordered enrolled.

S. B. 233, a bill to be entitled an act to increase the salaries of the Chief Justice and the Associate Justices of the Supreme Court of North Carolina and the Judges of the Superior Court.

Passes its second and third readings and is ordered enrolled.

S. B. 236, a bill to be entitled an act to amend Chapter 29 of the General Statutes relating to intestate succession.

On motion of Representative Britt, the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered returned to the Senate for concurrence in House amendment.

S. B. 237, a bill to be entitled an act to amend Chapter 30 of the General Statutes relating to surviving spouses.

On motion of Representative Thornburg, the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered returned to the Senate for concurrence in House amendment.

S. B. 238, a bill to be entitled an act to amend General Statutes 2-42 to provide that clerks of superior court shall keep a record of renunciations of intestate property.

Passes its second and third readings and is ordered enrolled.

S. B. 241, a bill to be entitled an act amending General Statutes 119-26 relating to the powers of the Gasoline and Oil Inspection Board.

On motion of Representative Brooks, the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered returned to the Senate for concurrence in House amendment.

S. B. 242, a bill to be entitled an act to amend General Statutes 58-250.1 relating to notice to the insured as to the effect of misrepresentations and omission of information in application for hospitalization insurance policies and right of such person to return the policy and receive a full refund of premium.

Passes its second and third readings and is ordered enrolled.

S. B. 245, a bill to be entitled an act to amend General Statutes 143-52 so as to authorize the Director of Administration to require affidavits of bidders upon state contracts to the effect that there was no collusion among the bidders.

Passes its second and third readings and is ordered enrolled.

S. B. 251, a bill to be entitled an act concerning the formation and operation of mutual trust investment companies under the supervision of the Commissioner of Banks and investment by corporate fiduciaries of North Carolina in shares of such companies.

Passes its second and third readings and is ordered enrolled.

S. B. 272, a bill to be entitled an act to amend General Statutes 105-64(b) and General Statutes 105-64.1(b) so as to exempt non-stock, non-profit charitable recreational corporations, foundations or centers from certain privileged license tax.

Passes its second and third readings and is ordered enrolled.

S. B. 276, a bill to be entitled an act to prohibit the State Prison Department from using unguarded male prison labor in state buildings where women are housed or employed or in state buildings where women frequent and use said buildings for business purposes.

Passes its second and third readings and is ordered enrolled.

S. B. 280, a bill to be entitled an act to amend General Statutes 108-30.1 relating to liens on real property.

Passes its second and third readings and is ordered enrolled.

House Committee Substitute for S. B. 300, a bill to be entitled an act to incorporate and establish the Eastern North Carolina School for the Deaf.

Passes its second and third readings and is ordered returned to the Senate for concurrence in House substitute.

S. B. 312, a bill to be entitled an act to amend General Statutes 115-11 relating to state administration of federal aid to education.

Passes its second and third readings and is ordered enrolled.

S. B. 315, a bill to be entitled an act to establish an endowment fund for the public schools of the state which shall consist of and be maintained by voluntary contributions and to provide for the administration of such fund.

Passes its second and third readings and is ordered enrolled.

S. B. 319, a bill to be entitled an act appropriating funds for the maintenance and operation of the Bennett Place State Historic Site.

Passes its second and third readings and is ordered enrolled.

S. B. 327, a bill to be entitled an act to amend General Statutes 44-43 so as to provide for perfection of liens by filing claim with the receiver in certain cases.

Passes its second and third readings and is ordered enrolled.

S. R. 335, a joint resolution recognizing the Flat Rock Playhouse at Flat Rock, North Carolina, as the State Theater of North Carolina.

Paasses its second and third readings and is ordered enrolled.

S. B. 340, a bill to be entitled an act to establish a uniform code of safety for the handling of liquified petroleum gases.

Representative Everett offers an amendment which is adopted.

Passes its second and third readings, as amended, and is ordered returned to the Senate for concurrence in House amendment.

S. B. 341, a bill to be entitled an act to amend General Statutes 33-49.1 relating to the transfer of guardianship.

Paasses its second and third readings and is ordered enrolled.

S. B. 342, a bill to be entitled an act to amend Chapter 1371 of the Session Laws of 1957 relating to the North Carolina Stonewall Jackson Memorial Fund.

Paasses its second and third readings and is ordered enrolled.

S. B. 371, a bill to be entitled an act to create a North Carolina Health Insurance Advisory Board, and define its organization, duties and responsibilities.

Passes its second reading.

Representative Kiser objects to the third reading and the bill remains on the Calendar.

S. B. 373, a bill to be entitled an act to amend Section 20-71.1 of the General Statutes relating to proof of registration as evidence of ownership of a motor vehicle in certain instances.

Paasses its second and third readings and is ordered enrolled.

S. B. 379, a bill to be entitled an act to authorize the erection of an appropriate memorial upon the lands of the Morrow Mountain State Park honoring the memory of James McKnight Morrow who was largely responsible for the establishment of this park.

Paasses its second and third readings and is ordered enrolled.



S. B. 385, a bill to be entitled an act to amend Article 20A of Chapter 153 of the General Statutes by making the same applicable to certain counties.

Paasses its second and third readings and is ordered enrolled.

S. B. 386, a bill to be entitled an act to amend Article 20B of Chapter 153 of the General Statutes by making the same applicable to certain counties.

Passes its second and third readings and is ordered enrolled.

S. B. 394, a bill to be entitled an act amending Chapter 1212 of the Session Laws of 1959 creating a Firemen's Pension Fund.

Paasses its second and third readings and is ordered enrolled.

S. B. 395, a bill to be entitled an act to rewrite Article 29A of Chapter 143 of the General Statutes so as to provide for the establishment of the Governor's Committee on Employment of the Handicapped.

Passes its second and third readings and is ordered enrolled.

S. B. 400, a bill to be entitled an act to amend General Statutes 160-204 to permit municipal corporations to acquire property for purposes of fire departments and fire stations.

Paasses its second and third readings and is ordered enrolled.

S. B. 409, a bill to be entitled an act to increase the salaries of the several solicitors of the solicitorial districts of the State of North Carolina.

Paasses its second and third readings and is ordered enrolled.

S. B. 413, a bill to be entitled an act to amend Chapter 534 of the Session Laws of 1961, entitled "An Act to amend Chapter 47 of the General Statutes relating to plats, subdivisions and land surveys and recording of same", ratified May 30, 1961.

Passes its second and third readings and is ordered enrolled.

S. B. 417, a bill to be entitled an act to authorize the Secretary of State to cancel the certificate of incorporation of a housing authority previously issued upon petition and resolution of the town council and members of the housing authority where no indebtedness has been incurred or property acquired.

Passes its second and third readings and is ordered enrolled.

S. B. 421, a bill to be entitled an act to amend Chapter 131, Article 12, of the General Statutes to permit a hospital authority to change its name.

Passes its second and third readings and is ordered enrolled.

S. B. 427, a bill to be entitled an act to amend Section 1-109 of the General Statutes relating to plaintiff's prosecution bond.

Passes its second and third readings and is ordered enrolled.

S. B. 430, a bill to be entitled an act to amend General Statutes 128-16 relating to removal of certain persons from office.

Passes its second and third readings and is ordered enrolled.

S. R. 449, a joint resolution of the General Assembly of North Carolina concerning the establishment of certain minimum federal benefit and financing standards relating to unemployment insurance for the various states.

Passes its second and third readings and is ordered enrolled.

S. B. 458, a bill to be entitled an act to implement Article III, Section 12, of the Constitution of North Carolina, as amended.

Passes its second reading by the following vote.

Those voting in the affirmative are: Representatives Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Dolley, Drummond, Eagles, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Hamrick, Harding, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Isaac, Jackson, Johnson, Jones, Kemp, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Simpson, Slagle, Snyder, Speed, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Clay, Whitehurst, Witley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, and Woodard of Wilson—103.

Those voting in the negative are: None.

The question now recurs to the passage of the bill on its third reading.

The bill passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Representatives Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Dolley, Drummond, Eagles, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Hamrick, Harding, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Isaac, Jackson, Johnson, Jones, Kemp, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, McPherson, Murphy, Newman, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Simpson, Slagle, Snyder, Speed, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Vogler, Wall, Wallace, Watkins, West of Clay, Whitehurst, Witley, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, and Woodard of Wilson—103.

Those voting in the negative are: None.

S. B. 475, a bill to be entitled an act to appoint a member to the Henderson County Board of Education to fill a vacancy of a member who has resigned.

Passes its second and third readings and is ordered enrolled.

S. B. 478, a bill to be entitled an act to provide a deficiency appropriation for the Agricultural and Technical College at Greensboro for the fiscal year 1960-61.

Passes its second and third readings and is ordered enrolled.

H. B. 838, a bill to be entitled an act to increase the salaries of the several solicitors of the solicitorial districts of the State of North Carolina.

On motion of Representative High, consideration of the bill is postponed indefinitely.

H. B. 998, a bill to be entitled an act to rewrite Article 29A of Chapter 143 of the General Statutes so as to provide for the establishment of the Governor's Committee on Employment of the Handicapped.

On motion of Representative Calder, consideration of the bill is postponed indefinitely

On motion of Representative Crawford, the House adjourns in honor of the memory of the Honorable Claude Love, a former member of the House from Buncombe County, to meet tomorrow at 10 o'clock A. M.

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## ONE HUNDRED TWELFTH DAY

HOUSE OF REPRESENTATIVES  
Saturday, June 17, 1961

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hunt.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Woodard of Wilson, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found to be correct and, without objection, the same stands approved as written.

### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 161, a bill to be entitled an act to appropriate funds for improving cotton production and the marketing of cotton.



Referred to Committee on Calendar.

S. B. 162, a bill to be entitled an act to provide for the improvement and maintenance of the Caswell Burial Site in Lenoir County.

Referred to Committee on Calendar.

S. B. 169, a bill to be entitled an act appropriating funds to establish a museum-visitor center at Aycock Birthplace State Historic Site.

Referred to Committee on Calendar.

S. B. 200, a bill to be entitled an act appropriating funds for the further restoration of historic Bath.

Referred to Committee on Calendar.

S. B. 210, a bill to be entitled an act to amend Chapter 132 of the General Statutes to clarify the authority of the State Department of Archives and History to conduct a records management and preservation program.

Referred to Committee on Calendar.

S. R. 283, a joint resolution authorizing the appointment of a commission to study Public Welfare programs and to submit a report to the Governor and the 1963 Session of the General Assembly.

Referred to Committee on Calendar.

S. B. 346, a bill to be entitled an act to appropriate funds for the restoration and maintenance of the Daniel Boone Homeplace in Davidson County.

Referred to Committee on Calendar.

S. B. 444, a bill to be entitled an act to authorize the Governor to appoint a commission to erect a fitting memorial to the late Robert Lee Doughton, former state senator and long-time member of congress, and to appropriate the sum of \$25,000 to aid in bearing the expense of erecting the memorial.

Referred to Committee on Calendar.

S. B. 493, a bill to be entitled an act to authorize the Director of the Budget to transfer Forty Thousand Dollars in 1960-1961 Surplus East Carolina College Operating and Maintenance Funds to Capital Improvement Funds for the purpose of purchasing science laboratory equipment.

Referred to Committee on Calendar.

S. B. 494, a bill to be entitled an act to amend Article 9 of Chapter 136 of the General Statutes to require the recordation of a memorandum of action with the register of deeds and to correct certain errors in said article.

Referred to Committee on Calendar.

S. B. 495, a bill to be entitled an act to authorize the State Board of Education in its discretion to permit classified principals and supervisors in the public schools to be paid salaries on an annual basis in twelve equal monthly installments.

Referred to Committee on Calendar.

S. B. 499, a bill to be entitled an act to amend Chapter 125 of the General Statutes relating to the powers of the North Carolina State Library.

Referred to Committee on Calendar.

S. B. 503, a bill to be entitled an act to amend Chapter 833 of the 1961 Session Laws in order to correct a clerical omission of a line of text therein.

Referred to Committee on Calendar.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1121, a bill to be entitled an act to establish a law library for the public officials and courts in Brunswick County, and to provide for equipping and furnishing the courtroom in the Brunswick County Courthouse.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1164, a bill to be entitled an act to repay the City of Charlotte, North Carolina, funds advanced by the City of Charlotte under an agreement entered into by the North Carolina Armory Commission and the City of Charlotte on June 23, 1954.

On motion of Representative Ferrell, the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 1221, a bill to be entitled an act to amend Chapter 153 of the General Statutes of North Carolina relating to the investment of county funds of Cumberland County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1222, a bill to be entitled an act to authorize the enactment of an ordinance regulating the subdivision of land within the City of Fayetteville and one mile thereof and other purposes.

On motion of Representative Holcombe, the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 1242, a bill to be entitled an act to appropriate funds as a grant-in-aid for Pineland College-Edwards Military Institute at Salemburg in Sampson County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1243, a bill to be entitled an act to amend General Statutes 160-181.2 relating to municipal zoning authority.

Passes its second and third readings and is ordered sent to the Senate.

S. B. 460, a bill to be entitled an act to amend Section 2 of Chapter 451 of the Session Laws of 1949, and Section 6 of Chapter 171 of the Session Laws of 1955, relating to the election of the Board of Commissioners of the Town of Mooresville.

Passes its second and third readings and is ordered enrolled.

S. B. 471, a bill to be entitled an act to authorize the County of Halifax to appropriate funds from non-tax sources for a portion of matching funds to be used for the improvement and development of Halifax County Airport.

Passes its second and third readings and is ordered enrolled.

S. B. 474, a bill to be entitled an act to fix the fees of the Register of Deeds of Watauga County for the registration of certain instruments.

Passes its second and third readings and is ordered enrolled.

S. B. 477, a bill to be entitled an act to amend General Statutes 7-70 relating to the terms of Superior Court to be held in Granville County.

Passes its second and third readings and is ordered enrolled.

S. B. 480, a bill to be entitled an act to extend the time for the adoption of the 1961-62 Stanly County Budget Resolution and for turning over the Stanly County tax books to the tax collector.

Passes its second and third readings and is ordered enrolled.

#### ENROLLED BILLS

Representative Cook, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. R. 335. A Joint Resolution recognizing the Flat Rock Playhouse at Flat Rock, North Carolina, as the State Theater of North Carolina.

H. R. 982. A Joint Resolution relating to the proper recognition of the Battle of Averasboro as a significant event in North Carolina history.

H. R. 1238. A Joint Resolution requesting that the State Highway Commission name one of the new ferry boats to be placed in service at Oregon Inlet in honor of R. Bruce Etheridge.

S. R. 449. A Joint Resolution of the General Assembly of North Carolina concerning the establishment of certain minimum federal benefit and financing standards relating to unemployment insurance for the various states.

S. B. 6 (H. B. 12). An Act to authorize the issuance of \$6,189,000 (amount changed before passage to \$6,216,000) in bonds of the State to provide for capital improvements for state institutions and agencies.



S. B. 52. An Act to provide a retroactive salary supplement to academic and vocational teachers, principals, and supervisors in certain state child-care institutions.

S. B. 146. An Act to amend General Statutes 105-296 relating to tax exempt real Property.

S. B. 199. An Act to amend General Statutes 54-43 so as to include savings and loan associations with other financial institutions with respect to the collection of interest in advance.

S. B. 211. An Act to amend Chapter 324, Session Laws of 1955, relating to the fees to be charged by the Sheriff and other law enforcement officers of Wake County.

S. B. 230. An Act to amend General Statutes 18-39 relating to the location of liquor stores.

S. B. 233. An Act to increase the salaries of the Chief Justice and the Associate Justices of the Supreme Court of North Carolina and the Judges of the Superior Court.

S. B. 236. An Act to amend Chapter 29 of the General Statutes relating to intestate succession.

S. B. 237. An Act to amend Chapter 30 of the General Statutes relating to surviving spouses.

S. B. 238. An Act to amend General Statutes 2-42 to provide that Clerks of Superior Court shall keep a record of renunciations of intestate property.

S. B. 241. An Act amending General Statutes 119-26 relating to the powers of the gasoline and oil inspection board.

S. B. 242. An Act to amend General Statutes 58-250.1 relating to notice to the insured as to the effect of misrepresentations and omission of information in application for hospitalization insurance policies and right of such person to return the policy and receive a full refund of premium.

S. B. 245. An Act to amend General Statutes 143-52 so as to authorize the Director of Administration to require affidavits of bidders upon state contracts to the effect that there was no collusion among the bidders.

S. B. 251. An Act concerning the formation and operation of mutual trust investment companies under the supervision of the Commissioner of Banks and investment by corporate fiduciaries of North Carolina in shares of such companies.

S. B. 272. An Act to amend General Statutes 105-64(b) and General Statutes 105-64.1(b) so as to exempt non-stock, non-profit charitable recreational corporations, foundation or centers from certain privileged license tax.

S. B. 276. An Act to prohibit the State Prison Department from using unguarded male prison labor in state buildings where women are housed or employed or in state building where women frequent and use said buildings for business purposes.

S. B. 280. An Act to amend General Statutes 108-30.1 relating to liens on real property.

S. B. 300. An Act to incorporate and establish the Eastern North Carolina School for the Deaf.

S. B. 312. An Act to amend General Statutes 115-11 relating to state administration of federal aid to education.

S. B. 315. An Act to establish an endowment fund for the public schools of the state which shall consist of and be maintained by voluntary contributions and to provide for the administration of such fund.

S. B. 319. An Act appropriating funds for the maintenance and operation of the Bennett Place State Historic Site.

S. B. 327. An Act to amend General Statutes 44-43 so as to provide for perfection of liens by filing claim with the receiver in certain cases.

S. B. 341. An Act to amend General Statutes 33-49.1 relating to the transfer of guardianship.

S. B. 342. An Act to amend Chapter 1371 of the Session Laws of 1957 relating to the North Carolina Stonewall Jackson Memorial Fund.

S. B. 373. An Act to amend Section 20-71.1 of the General Statutes relating to proof of registration as evidence of ownership of a motor vehicle in certain instances.

S. B. 379. An Act to authorize the erection of an appropriate memorial upon the lands of the Morrow Mountain State Park honoring the memory of James McKnight Morrow who was largely responsible for the establishment of this park.

S. B. 385. An Act to amend Article 20A of Chapter 153 of the General Statutes by making the same applicable to certain counties.

S. B. 386. An Act to amend Article 20B of Chapter 153 of the General Statutes by making the same applicable to certain counties.

S. B. 388. An Act to amend the Charter of the City of Hendersonville in Henderson County with reference to the power to borrow money and issue bonds and levy taxes for the payment of the principal and interest thereof, and to repeal Sections 2 and 5, inclusive, of Chapter 100 of the Private Laws of 1927, relating to the City of Hendersonville, and all laws and parts of laws in conflict with the provisions of this act.

S. B. 394. An Act amending Chapter 1212 of the Session Laws of 1959 creating a Firemen's Pension Fund.

S. B. 395. An Act to rewrite Article 29A of Chapter 143 of the General Statutes so as to provide for the establishment of the Governor's Committee on Employment of the Handicapped.

S. B. 400. An Act to amend General Statutes 160-204 to permit municipal corporations to acquire property for purposes of fire departments and fire stations.

S. B. 406. An Act to redefine the corporate limits of the City of Laurinburg, and to provide for the reuglation of parks, streets, and subdivisions within one mile of the corporate limits.

S. B. 409. An Act to increase the salaries of the several solicitors of the solicitorial districts of the State of North Carolina.

S. B. 413. An Act to amend Chapter 534 of the Session Laws of 1961, entitled "An Act to amend Chapter 47 of the General Statutes relating to plats, subdivisions and land surveys and recording of same", ratified May 30, 1961.

S. B. 416. An Act to allow the Board of Commissioners of the City of Albemarle to establish by ordinance a retirement or pension fund for the employees of the City of Albemarle.

S. B. 417. An Act to authorize the Secretary of State to cancel the certificate of incorporation of a housing authority previously issued upon petition and resolution of the town council and members of the housing authority where no indebtedness has been incurred or property acquired.

S. B. 421. An Act to amend Chapter 131, Article 12, of the General Statutes to permit a hospital authority to change its name.

S. B. 427. An Act to amend Section 1-109 of the General Statutes relating to plaintiff's prosecution bonds.

S. B. 429. An Act amending Chapter 806, Session Laws of 1953, relating to the Town of Murphy Electric Power Board and authorizing the board, subject to approval of the Board of Commissioners of the town, to borrow money.

S. B. 430. An Act to amend General Statutes 128-16 realting to removal of certain persons from office.

S. B. 458. An Act to implement Article III, Section 12, of the Constitution of North Carolina, as amended.

S. B. 466. An Act to authorize the Director of the Budget to transfer Six Hundred Thousand Dollars in 1960-1961 Sprulus Prison Department Operating and Maintenance Funds to Capital Improvements Funds for the purpose of constructing a prison hospital.

S. B. 475. An Act to appoint a member to the Henderson County Board of Education to fill the vacancy of a member who has resigned.

S. B. 478. An Act to provide a deficiency appropriation for the Agricultural and Technical College at Greensboro for the fiscal year 1960-61.

S. B. 502. An Act relating to the method of filling vacancies on the Wake County Board of Education.

H. B. 461. An Act to license and regulate water well contractors.

H. B. 567. An Act to amend Part 2 of Article 3 of the General Statutes relating to the definition of dependent children eligible for public assistance.



H. B. 621. An Act appropriating funds to establish a museum-visitor center at the Richmond Temperance and Literary Society Hall and John Charles McNeill Memorial Gardens in Scotland County.

H. B. 689. An Act amending Article 20 of Chapter 15 of the General Statutes so as to require the solicitor when praying that a suspended sentence be placed into effect to have served upon the defendant a bill of particulars setting forth the time, place and manner in which the terms of said sentence are alleged to have been violated.

H. B. 745. An Act adding a new Article to Chapter 153 of the General Statutes to authorize counties (singly or jointly with municipalities or other counties) and municipalities (jointly with counties or other municipalities) to acquire, lease, construct, reconstruct, extend, improve, maintain and operate any water system or sanitary sewerage system, within or without the boundaries of any such counties or municipalities, and to establish by mutual agreement joint agencies to exercise the powers conferred by such Article, and amending the County Finance Act to authorize the issuance of bonds by counties for the acquisition, construction, reconstruction, extension and improvement of water systems and sanitary sewerage systems either singly or jointly with other counties or municipalities.

H. B. 779. An Act to provide for the compensation of the Treasurer-Tax Collector of Mitchell County.

H. B. 789. An Act to prohibit any person from hunting deer with a rifle having a bore larger than twenty-two caliber in Richmond County.

H. B. 869. An Act to amend Chapter 113, Section 174-7, General Statutes of North Carolina, to change the license tax on commercial fishing boats.

H. B. 927. An Act authorizing the Town of Mount Airy in Surry County to pass ordinances authorizing the issuance of bonds for paying the cost of street improvements and of a municipal building notwithstanding any limitation of debt in the Municipal Finance Act or in any other law.

H. B. 930. An Act to reward safe drivers by amending Article 25 of Chapter 58 of the General Statutes to equitably regulate automobile liability insurance rates and establish a safe driver reward plan.

H. B. 934. An Act to provide for payment of attorney's fees incurred by state employees in defending suits arising from activities of such employees in the course and scope of their employment for the state.

H. B. 975. An Act to exempt the Gastonia Little Theatre, Incorporated, from ad valorem taxation by the County of Gaston and the City of Gastonia.

H. B. 978. An Act to create the Edenton Historic Commission for the purpose of the acquisition, repair and maintenance of historic sites in the Town of Edenton and Chowan County.

H. B. 980. An Act to amend General Statutes 93-12 relating to the State Board of Certified Public Accountant Examiners.

H. B. 991. An Act to amend Chapter 212, Session Laws of 1959, relating to elections on the question of levying taxes for industrial development to make the same applicable to Burke County.

H. B. 1010. An Act to authorize the qualified voters of the Town of Sparta to determine whether alcoholic beverage control stores shall be established in said town and to prescribe the method of operation and the disposition of the net profits thereof.

H. B. 1043. An Act to revise and consolidate the Charter of the Town of Edenton in Chowan County.

H. B. 1045. An Act to incorporate the Town of Chadwick Acres, North Carolina, in Onslow County.

H. B. 1049. An Act authorizing the County of Cumberland to acquire, purchase, construct, improve, enlarge, extend and equip properties relating to grain storage facilities of the county, to lease said properties to public or private interests and to issue revenue bonds therefor.

H. B. 1052. An Act authorizing the establishment of Glen Alpine Graded District in Burke County as a recreation district and the levying of a recreation system tax.

H. B. 1073. An Act to amend General Statutes 153-152 so as to authorize the Martin County Board of Commissioners to levy a special tax for support of the poor of said county.

H. B. 1074. An Act to authorize a tax levy in Martin County for county building and repair purposes.

H. B. 1084. An Act to authorize elections on the question of whether or not school districts in one county shall be enlarged by annexing or consolidating school districts or other school areas from adjoining counties and whether or not there shall be levied and collected in the territory to be annexed or consolidated the same special or supplemental tax as is levied and collected in the district or districts in the other county.

H. B. 1089. An Act to establish the corporate limits of the Town of Creedmoor in Granville County.

H. B. 1120. An Act to amend General Statutes 14-129 relating to the taking et cetera of certain wild plants from lands of another in Avery County.

H. B. 1130. An Act to revise and consolidate the Charter of the Town of Louisburg in Franklin County.

H. B. 1136. An Act to prevent the taking of deer on the Cape Fear River and its tributaries in Bladen County with the aid of boats.

H. B. 1140. An Act to establish and provide for the nomination and selection of the members of the Whiteville City Board of Education.

H. B. 1148. An Act to increase the corporate limits of the Town of Princeton.

H. B. 1151. An Act to authorize and direct the Person County Board of Education to name and appoint three trustees to care for, manage and improve the farm left in trust for the benefit of Cunningham School District under the will of the late Doctor John C. Terrell.

H. B. 1156. An Act to amend Chapter 350 of the Session Laws of 1943 relating to the jurisdiction of criminal cases of the Recorder's Court of Franklin County over cases within original jurisdiction of a justice of the peace.

H. B. 1159. An Act to amend Chapter 768, Session Laws of 1957, relating to the fees of constables in Cumberland County.

H. B. 1169. An Act to extend the corporate limits of the Town of Ayden in Pitt County.

H. B. 1182. An Act to amend Chapter 128, Session Laws of 1941, by revoking Section 2 thereof which denied the Sheriff of Alamance County the right to name his Chief Deputy Sheriff.

H. B. 1183. An Act amending Chapter 674, Session Laws of 1955, so as to remove Alamance County from the list of counties to which the provisions of said act amending General Statutes 14-414 relating to the sale, possession, and use of explosive caps designed to be fired in toy cap pistols, do not apply.

H. B. 1188. An Act to amend General Statutes 105-37.1 relating to amusement license taxes, insofar as the same is applicable to Cabarrus County.

H. B. 1196. An Act to fix the same rate of discount for prepayment of municipal taxes as is now fixed for county taxes by Chapter 335, Session Laws of 1945, for municipalities in the County of Bladen.

H. B. 1214. An Act relating to the financial support of the Law Library of Burke County.

H. B. 1230. An Act to authorize the Town of Murfreesboro to convey all its right, title, interest and estate in certain lands at private sale to the Trustees of the Murfreesboro Civic Council.

H. B. 1240. An Act to include Haywood County within the provisions of General Statutes 153-9(47), authorizing the appointment of plumbing inspectors.

On motion of Representative Potts, seconded by Representative Fletcher, the House adjourns and will meet Monday at 2:30 P. M.



## ONE HUNDRED THIRTEENTH DAY

HOUSE OF REPRESENTATIVES

Monday Afternoon, June 19, 1961

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hunt.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Jones, for the Committee on the Journal, reports that the Journal of Saturday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Zollicoffer S. B. 444, entitled "a bill to be entitled an act to authorize the Governor to appoint a Commission to erect a fitting memorial to the late Robert Lee Doughton, former State Senator and long-time member of Congress, and to appropriate the sum of \$25,000 to aid in bearing the expense of erecting the memorial", is withdrawn from the Committee on Calendar and placed on the Calendar.

On motion of Representative Godwin, Karen Joyce Hobbs, Barbara Faye Hoffer, Beverly Kaye Hoffer, Connie Brown Hoffer and Linda Joyce Hoffer of Gates County are made honorary pagettes of the House of Representatives.

## ENGROSSED BILLS

Representative Thomas, for the Committee on Engrossed Bills, reports the following bills and resolutions have been carefully considered, found properly engrossed, and asks that they be sent to the Senate.

It is so ordered.

H. B. 181, a bill to be entitled an act to appropriate funds for the development of the President James K. Polk Birthplace.

H. B. 313, a bill to be entitled an act to appropriate funds for the development of Bentonville Battleground State Historic Site.

H. B. 1042, a bill to be entitled an act to furnish the Chairman of the State Board of Education with a secretary and to appropriate funds for the compensation of said secretary.

H. B. 1085, a bill to be entitled an act to amend Chapter 113 of the General Statutes relating to commercial fisheries by clarifying the provisions of existing laws, regulating the establishment of taking of shrimp and oysters for personal use and authorizing the Director to suspend licenses upon conviction of violations.

H. B. 1086, a bill to be entitled an act to expand the salt marsh mosquito control program by drainage and diking marsh lands.

H. B. 1222, a bill to be entitled an act to authorize the enactment of an ordinance regulating the subdivision of land within the City of Fayetteville and one mile thereof and other purposes.

## REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Representative Zollicoffer, for the Committee on Calendar.

H. B. 1210, a bill to be entitled an act to tax certain court costs in Lincoln County for the benefit of the Lincoln County Memorial Library.

With a favorable report.

H. B. 1248, a bill to be entitled an act relating to the office of treasurer of Greene County.

With a favorable report.

S. R. 283, a joint resolution authorizing the appointment of a commission to study public welfare programs and to submit a report to the Governor and the 1963 Session of the General Assembly.

With a favorable report.

S. B. 467, a bill to be entitled an act making it unlawful to possess certain athletic contest handicap tickets or sheets which could be used for gambling purposes.

With an unfavorable report.

S. B. 468, a bill to be entitled an act making it unlawful to transmit by telephone, telegraph or electronic means certain information or estimates as to athletic contests which could be used for gambling purposes.

With an unfavorable report.

S. B. 469, a bill to be entitled an act to amend Chapter 1039 of the Session Laws of 1959 relating to capital improvements for State institutions and agencies.

With a favorable report.

S. B. 473, a bill to be entitled an act to amend General Statutes 160-453.12 relating to the extension of the corporate limits of the Town of Battleboro in Edgecombe and Nash Counties.

With a favorable report.

On motion of Representative Zollicoffer the rules are suspended and the bill is placed on the Calendar.

S. B. 481, a bill to be entitled an act to amend General Statutes 153-9, Subsection 43, as the same appears in the 1959 Cumulative Supplement relating to tax levies for certain purposes in certain counties so as to include Wayne County.

With a favorable report.

On motion of Representative Zollicoffer the rules are suspended and the bill is placed on the Calendar.

S. B. 484, a bill to be entitled an act amending General Statutes 153-9(43) so as to add Edgecombe to the list of counties authorized to levy taxes for the special purposes of paying the salary and expenses of the County Accountant, and the Farm Demonstration Agent, the Home Demonstration Agent, and the Veterans' Service Officer.

With a favorable report.

On motion of Representative Zollicoffer the rules are suspended and the bill is placed on the Calendar.

S. B. 486, a bill to be entitled an act relating to travel expense allowances of persons designated to represent the Governor.

With a favorable report.

S. B. 487, a bill to be entitled an act to authorize the Governor and Council of State to employ special personnel to investigate and prosecute violations of North Carolina law relating to athletic contests.

With a favorable report.

S. B. 493, a bill to be entitled an act to authorize the Director of the Budget to transfer forty thousand dollars in 1960-1961 surplus East Carolina College operating and maintenance funds to capital improvement funds for the purpose of purchasing science laboratory equipment.

With a favorable report.

S. B. 494, a bill to be entitled an act to amend Article 9 of Chapter 136 of the General Statutes to require the recordation of a memorandum of action with the Register of Deeds and to correct certain errors in said Article.

With a favorable report.

On motion of Representative Zollicoffer the rules are suspended and the bill is placed on the Calendar.

S. B. 495, a bill to be entitled an act to authorize the State Board of Education in its discretion to permit classified principals and supervisors in the public schools to be paid salaries on an annual basis in twelve equal monthly installments.

With a favorable report.

On motion of Representative Zollicoffer the rules are suspended and the bill is placed on the Calendar.

S. B. 497, a bill to be entitled an act to provide for the establishment of a Law Library in Pender County.

With a favorable report.

S. B. 499, a bill to be entitled an act to amend Chapter 125 of the General Statutes relating to the powers of the North Carolina State Library.



With a favorable report.

S. B. 503, a bill to be entitled an act to amend Chapter 833 of the 1961 Session Laws in order to correct a clerical omission of a line of text therein.

With a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representative Peel:

H. B. 1252, a bill to be entitled an act to amend H. B. 461, ratified June 17, 1961, relative to licensing and regulating water well diggers.

On motion of Representative Peel the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representative Potts:

H. B. 1253, a bill to be entitled an act to authorize the Transylvania County Board of Education to convey the abandoned Little River School property, or any part thereof, to the Little River Community Development Association.

On motion of Representative Potts the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representative Spruill:

H. B. 1254, a bill to be entitled an act to appropriate the sum of \$20,000.00 to the Department of Archives and History to be used for the acquisition of the home and grounds of Governor David Stone, in Bertie County.

Referred to Committee on Calendar.

By Representative Nicholson:

H. R. 1255, a joint resolution memorializing the Congress of the United States and the Delegation from North Carolina to enact legislation temporarily suspending the authority of the Interstate Commerce Commission to approve consolidation, unification, or acquisition of control of railroad properties.

Referred to Committee on Calendar.

By Representative Zollicoffer:

H. B. 1256, a bill to be entitled an act to authorize the City Council of the City of Henderson to lease certain property privately or after public advertisement.

On motion of Representative Zollicoffer the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

H. B. 956, a bill to be entitled an act to appoint justices of the peace for the several counties of North Carolina.

Returned for concurrence in Senate amendments.

On motion of Representative Choate the House concurs in the Senate amendments and the bill is ordered enrolled.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 473, a bill to be entitled an act to amend General Statutes 160-453.12 relating to the extension of the corporate limits of the Town of Battleboro in Edgecombe and Nash Counties.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Britt, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Davis of Lenoir, Davis of Rowan, Dolley, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Gregory of Halifax, Gregory of Harnett, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Jones, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, Murphy, Nicholson, Osteen, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Simpson, Slagle, Spruill, Story, Thomas, Thornburg, Umstead, Vaughn, Wall, Wallace, Watkins, Whitehurst, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, and Woodard of Wilson—91.

Those voting in the negative are: None.

Senate Committee Substitute for H. B. 709, a bill to be entitled an act authorizing the Towns of LaGrange and Pink Hill to use the Lenoir County loose-leaf registration system for the registration of voters and acceptance of registration applications.

Passes its second and third readings and is ordered enrolled.

H. B. 1162, a bill to be entitled an act to require the County Commissioners of Chatham County to turn into the general fund all taxes collected for the year 1959 and all prior years.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 843, a bill to be entitled an act to amend General Statutes 20-38(bb) with regard to the definition of special mobile equipment for vehicle registration purposes.

Passes its third reading by the following vote, as amended, and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Britt, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Davis of Lenoir, Davis of Rowan, Dolley, Drummond, Eagles, Efrd, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Gregory of Halifax, Gregory of Harnett, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Jones, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, Murphy, Nicholson, Osteen, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Simpson, Slagle, Spruill, Story, Thomas, Thornburg, Umstead, Vaughn, Wall, Wallace, Watkins, Whitehurst, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, and Woodard of Wilson—91.

Those voting in the negative are: None.

S. B. 7, a bill to be entitled an act to make appropriations for capital improvements of State institutions, departments and agencies and construction of buildings and permanent improvements for the State.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Britt, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Davis of Lenoir, Davis of Rowan, Dolley, Drummond, Eagles, Efrd, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Gregory of Halifax, Gregory of Harnett, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Jones, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, Murphy, Nicholson, Osteen, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Simpson, Slagle, Spruill, Story, Thomas, Thornburg, Umstead,



Vaughn, Wall, Wallace, Watkins, Whitehurst, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, and Woodard of Wilson—91.

Those voting in the negative are: None.

S. B. 363, a bill to be entitled an act to amend Section 127-113 of the General Statutes to provide that the issuance of bonds and the levy of a tax for the payments thereof by counties and municipalities for the purposes of Article 13 of Chapter 127 of the General Statutes shall be subject to approval at an election if required by the Constitution or if required pursuant to the provisions of the County Finance Act or the Municipal Finance Act.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Britt, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Davis of Lenoir, Davis of Rowan, Dolley, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Gregory of Halifax, Gregory of Harnett, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Jones, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, Murphy, Nicholson, Osteen, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Simpson, Slagle, Spruill, Story, Thomas, Thornburg, Umstead, Vaughn, Wall, Wallace, Watkins, Whitehurst, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, and Woodard of Wilson—91.

Those voting in the negative are: None.

S. B. 425, a bill to be entitled an act to amend General Statutes 153-9(43) relating to tax levies by counties for certain special purposes so as to make the provisions thereof applicable to Robeson County.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Britt, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Davis of Lenoir, Davis of Rowan, Dolley, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Gregory of Halifax, Gregory of Harnett, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Jones, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, Murphy, Nicholson, Osteen, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Simpson, Slagle, Spruill, Story, Thomas, Thornburg, Umstead, Vaughn, Wall, Wallace, Watkins, Whitehurst, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, and Woodard of Wilson—91.

Those voting in the negative are: None.

S. B. 426, a bill to be entitled an act to amend Chapter 559, Public-Local Laws of 1935, relating to the issuance of school building bonds in behalf of

school districts and special bond tax units and the levy of taxes within such districts and units for the payment of the principal and interest of such bonds, by prohibiting the issuance of bonds in behalf of school districts which have no outstanding bonded indebtedness and have been included within larger school districts subsequently created, and by validating the creation of any such larger school districts.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Britt, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Davis of Lenoir, Davis of Rowan, Dolley, Drummond, Eagles, Efrd, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Gregory of Halifax, Gregory of Harnett, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Jones, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, Murphy, Nicholson, Osteen, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Simpson, Slagle, Spruill, Story, Thomas, Thornburg, Umstead, Vaughn, Wall, Wallace, Watkins, Whitehurst, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, and Woodard of Wilson—91.

Those voting in the negative are: None.

S. B. 441, a bill to be entitled an act pertaining to Article 3, Chapter 139 of the General Statutes as the same relates to a water shed improvement program in Clay County.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Britt, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Davis of Lenoir, Davis of Rowan, Dolley, Drummond, Eagles, Efrd, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Gregory of Halifax, Gregory of Harnett, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Jones, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, Murphy, Nicholson, Osteen, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Simpson, Slagle, Spruill, Story, Thomas, Thornburg, Umstead, Vaughn, Wall, Wallace, Watkins, Whitehurst, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, and Woodard of Wilson—91.

Those voting in the negative are: None.

H. B. 175, a bill to be entitled an act to amend and supplement "The Revenue Act", being Subchapter I of Chapter 105 of the General Statutes and Article 4 of Chapter 18 of the General Statutes, by removing certain exemptions from the retail sales and use tax, by adjusting the rate at which the sale or use of certain property shall be taxed and by adding an additional tax of two per cent upon the sale of spirituous liquors.



On motion of Representative Wicker consideration of the bill is postponed indefinitely.

S. B. 431, a bill to be entitled an act to authorize the University of North Carolina to construct and provide service and auxiliary facilities necessary or desirable for the students or staff or in the operation of the University of North Carolina at Chapel Hill, North Carolina, either as additions, extensions, improvements and betterments of the University Enterprises of the University of North Carolina or otherwise, and to pay the costs thereof, in whole or in part, through the issuance of revenue bonds payable from revenues; providing for the charging and collection of rates, fees, charges and rentals; making inapplicable hereto all other statutory provisions in conflict with the provisions of this Act; and making the provisions of this Act severable.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Britt, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Davis of Lenoir, Davis of Rowan, Dolley, Drummond, Eagles, Efrd, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Gregory of Halifax, Gregory of Harnett, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Jones, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, Murphy, Nicholson, Osteen, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Simpson, Slagle, Spruill, Story, Thomas, Thornburg, Umstead, Vaughn, Wall, Wallace, Watkins, Whitehurst, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, and Woodard of Wilson—91.

Those voting in the negative are: None.

S. B. 452, a bill to be entitled an act to amend General Statutes 105-74 and General Statutes 105-85 relating to State license taxes on pressing clubs, dry cleaning plants, hat blockers and laundries.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Britt, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Davis of Lenoir, Davis of Rowan, Dolley, Drummond, Eagles, Efrd, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Gregory of Halifax, Gregory of Harnett, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Jones, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, Murphy, Nicholson, Osteen, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Simpson, Slagle, Spruill, Story, Thomas, Thornburg, Umstead, Vaughn, Wall, Wallace, Watkins, Whitehurst, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, and Woodard of Wilson—91.



Those voting in the negative are: None.

S. B. 484, a bill to be entitled an act amending General Statutes 153-9 (43) so as to add Edgecombe to the list of counties authorized to levy taxes for the special purposes of paying the salary and expenses of the County Accountant, the Farm Demonstration Agent, the Home Demonstration Agent, and the Veterans' Service Officer.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Britt, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Davis of Lenoir, Davis of Rowan, Dolley, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Gregory of Halifax, Gregory of Harnett, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Jones, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, Murphy, Nicholson, Osteen, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Simpson, Slagle, Spruill, Story, Thomas, Thornburg, Umstead, Vaughn, Wall, Wallace, Watkins, Whitehurst, Wicker; Williamson, Wilson, Womble, Wood, Woodard of Northampton, and Woodard of Wilson—91.

Those voting in the negative are: None.

H. B. 711, a bill to be entitled an act to amend Section 3, Article V, and Section 5, Article V, of the Constitution of North Carolina relative to the power of the General Assembly to exempt and to classify property for ad valorem tax purposes.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Mr. Speaker Hunt, Representatives Arledge, Barbee, Belk, Bell, Blue, Boger, Britt, Byrum, Calder, Choate, Coates, Cohoon, Courtney, Crawford, Davis of Lenoir, Delamar, Dolley, Drummond, Eagles, Efird, Everett, Fearing, Ferrell, Frink, Galifianakis, Godwin, Green, Hamrick, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Jackson, Johnson, Jones, Kemp, Kennedy, Lane, Martin, Nicholson, Osteen, Owens, Palmer, Peel, Phelps, Pickard, Quinn, Randall, Reid, Riggs, Satterfield, Sermons, Snyder, Speed, Spruill, Story, Taylor, Umstead, Vaughn, Wallace Watkins, Whitehurst, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—75.

Those voting in the negative are: Representatives Coffey, Cook, Davis of Rowan, Felmet, Fletcher, Garner, Gregory of Harnett, Harding, Isaac, Kerr, Kiser, Leatherwood, Lloyd, Lupton, McFadyen, McMillan of Robeson, Murphy, Newman, Potts, Ramsey, Rodenbough, Simpson, Slagle, Thomas, Thornburg, Wall, West of Clay, Wicker, Williamson, and Wilson—30.

S. B. 371, a bill to be entitled an act to create a North Carolina Health Insurance Advisory Board, and define its organization, duties and responsibilities.

Passes its third reading and is ordered enrolled.

H. B. 202, a bill to be entitled an act to appropriate to the Department of Insurance sufficient funds with which to employ a rescue squad instructor.

Passes its second and third readings and is ordered sent to the Senate.

H. R. 335, a joint resolution commending the members of the Commission to study the cause and control of cancer in North Carolina together with the North Carolina Division of the American Cancer Society, the Medical Society of North Carolina and the State Board of Health, and providing for the continuance of this Commission during the next biennium.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 456, a bill to be entitled an act to amend General Statutes 105-122 so as to remove the deductions of indebtedness against real estate in the franchise tax base.

On motion of Representative Bell the committee amendment is adopted.

Passes its second reading.

The bill fails to pass its third reading.

H. B. 473, a bill to be entitled an act appropriating funds for the development of the birthplace of President Andrew Jackson.

On motion of Representative Zollicoffer the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate without engrossment.

H. B. 481, a bill to be entitled an act to amend General Statutes 153-9, Subsection 43, as the same appears in the 1959 Cumulative Supplement, relating to tax levies for certain purposes in certain counties so as to include Wayne County.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Britt, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Davis of Lenoir, Davis of Rowan, Dolley, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifanakis, Garner, Godwin, Gregory of Halifax, Gregory of Harnett, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Jones, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, Murphy, Nicholson, Osteen, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satter-

field, Simpson, Slagle, Spruill, Story, Thomas, Thornburg, Umstead, Vaughn, Wall, Wallace, Watkins, Whitehurst, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, and Woodard of Wilson—91.

Those voting in the negative are: None.

H. B. 511, a bill to be entitled an act to afford tax relief for individuals constructing family fallout shelters.

On motion of Representative Reid the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate without engrossment.

H. B. 660, a bill to be entitled an act to provide for sales tax exemptions for small businesses personally owned and individually operated by blind merchants not operating under the supervision of the Commission for the Blind.

Passes its second and third readings and is ordered sent to the Senate.

Senate Committee Substitute for H. B. 685, a bill to be entitled an act to amend Article 51 of Chapter 14 of the General Statutes relating to the protection of athletic contests.

Passes its second and third readings and is ordered enrolled.

H. B. 714, a bill to be entitled an act to authorize the employment of one hundred additional State Highway Patrolmen and to appropriate funds therefor.

On motion of Representative Whitehurst the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate without engrossment.

H. B. 751, a bill to be entitled an act to appropriate funds to provide for the preservation, maintenance and operation of the Cupola House and the Penelope Barker House in Chowan County.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 813, a bill to be entitled an act appropriating to the Moore's Creek Battleground Association the sum of five hundred dollars for each year of the biennium for the celebration of the Battle of Moore's Creek Bridge.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 828, a bill to be entitled an act to exempt from the sales tax sales to ocean-going vessels.

On motion of Representative Calder the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate without engrossment.



H. B. 848, a bill to be entitled an act to promote the development of community alcoholism programs.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 849, a bill to be entitled an act to amend Chapter 47 of the General Statutes so as to provide for the filing of memoranda of leases and options for registration.

On motion of Representative Hines the committee Amendment is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate without engrossment.

H. B. 983, a bill to be entitled an act appropriating to Boys Home of North Carolina, incorporated, of Lake Waccamaw, North Carolina, the sum of \$87,000.00.

On motion of Representative Kemp the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate without engrossment.

H. B. 989, a bill to be entitled an act to provide for probationary operators' licenses for persons between sixteen and eighteen years old and to describe the incidents and conditions thereof.

On motion of Representative Hines the committee amendment is adopted.

Representative Arledge moves the bill lie on the table. The motion prevails.

H. B. 990, a bill to be entitled an act to provide for the impounding, in the discretion of the trial court, of motor vehicles used in prearranged racing, speeding and failing to stop in event of an accident.

On motion of Representative Hicks the bill is laid on the table.

H. B. 1011, a bill to be entitled an act to amend General Statutes 143-129 so as to require sealed competitive bids.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1026, a bill to be entitled an act to amend Section 28 of Article II of the Constitution of North Carolina to provide for compensation of the members of the General Assembly.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Arledge, Barbee, Belk, Bell, Boger, Byrum, Calder, Choate, Cohoon, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efrd, Everett, Fearing, Felmet, Ferrell, Frink, Galifianakis, Garner, Godwin, Green, Gregory of Harnett, Hamrick, Harding, Hargett, Harriss of Rowan, Hawfield, Henley, Hicks, High, Hill, Hines, Jackson, Johnson, Jones, Kemp, Kerr, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Mar-

tin, McFadyen, Nicholson, Owens, Palmer, Phelps, Potts, Quinn, Ramsey, Randall, Satterfield, Simpson, Snyder, Spruill, Umstead, Wall, Wallace, Watkins, West of Clay, Whitehurst, Williamson, Wilson, Womble, Wood, and Zollicoffer—73.

Those voting in the negative are: Representatives Blue, Britt, Coates, Cook, Fletcher, Harris of Wake, Holcombe, Isaac, Kennedy, Kiser, McMillan of Robeson, Murphy, Newman, Osteen, Peel, Pickard, Reid, Riggs, Rodenbough, Slagle, Speed, Story, Taylor, Thomas, Thornburg, Vaughn, Wicker, Woodard of Northampton, Woodard of Wilson, and Wooten—30.

Now the question recurs to the passage of the bill on its third reading.

H. B. 1026, a bill to be entitled an act to amend Section 28 of Article II of the Constitution of North Carolina to provide for compensation of the members of the General Assembly.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Arledge, Barbee, Belk, Bell, Boger, Byrum, Calder, Choate, Coffey, Cohoon, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Frink, Galifianakis, Garner, Godwin, Green, Gregory of Harnett, Hamrick, Harding, Hargett, Harriis of Rowan, Hawfield, Henley, Hicks, High, Hill, Hines, Jackson, Johnson, Jones, Kemp, Kerr, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, Nicholson, Owens, Palmer, Phelps, Potts, Quinn, Ramsey, Randall, Satterfield, Sermons, Simpson, Snyder, Spruill, Umstead, Wall, Wallace, Watkins, West of Clay, Whitehurst, Williamson, Wilson, Womble, Wood, and Zollicoffer—75.

Those voting in the negative are: Representatives Blue, Britt, Coates, Cook, Fletcher, Harris of Wake, Holcombe, Kennedy, Kiser, McMillan of Robeson, Murphy, Newman, Osteen, Peel, Pickard, Reid, Riggs, Rodenbough, Slagle, Speed, Story, Taylor, Thomas, Thornburg, Vaughn, Wicker, Woodard of Northampton, Woodard of Wilson, and Wooten—29.

Representative Isaac votes "Present".

S. B. 169, a bill to be entitled an act appropriating funds to establish a museum-visitor center at Aycock Birthplace State Historic Site.

On motion of Representative Zollicoffer the bill is withdrawn from Calendar Committee and placed on the Calendar.

Passes its second and third readings and is ordered enrolled.

S. B. 200, a bill to be entitled an act appropriating funds for the further restoration of Historic Bath.

On motion of Representative Zollicoffer the bill is withdrawn from Calendar Committee and placed on the Calendar.

Passes its second and third readings and is ordered enrolled.

S. B. 210, a bill to be entitled an act to amend Chapter 132 of the General Statutes to clarify the authority of the State Department of Archives and History to conduct a records management and preservation program.

On motion of Representative Zollicoffer the bill is withdrawn from Calendar Committee and placed on the Calendar.

Passes its second and third readings and is ordered enrolled.

S. B. 368, a bill to be entitled an act to authorize the State Board of Education to conduct an experimental or pilot program in two or more school administrative units based upon merit pay for teachers who excel in their profession and to appropriate funds for the expenses of the program.

Passes its second and third readings and is ordered enrolled.

H. B. 391, a bill to be entitled an act appropriating funds to establish a museum-visitor center at Aycock Birthplace State Historic Site.

On motion of Representative Zollicoffer consideration of the bill is postponed indefinitely.

H. B. 475, a bill to be entitled an act appropriating funds for the further restoration of historic Bath.

On motion of Representative Zollicoffer consideration of the bill is postponed indefinitely.

H. B. 501, a bill to be entitled an act to amend Chapter 132 of the General Statutes to clarify the authority of the State Department of Archives and History to conduct a records management and preservation program.

On motion of Representative Zollicoffer consideration of the bill is postponed indefinitely.

H. B. 933, a bill to be entitled an act to authorize the State Board of Education to conduct an experimental or pilot program in two or more school administrative units based upon merit pay for teachers who excel in their profession and to appropriate funds for the expenses of the program.

On motion of Representative Harris of Wake consideration of the bill is postponed indefinitely.

On motion of Representative Davis of Lenoir the House takes a recess until 8 o'clock P. M.

#### EVENING SESSION

June 19, 1961

The House meets pursuant to its recess, Mr. Speaker Hunt presiding.

On motion of Representative Fearing, Betty Dean Fearing, Lynn Martin Green and Wallace Watson Harvey, Jr. are made honorary pagettes and page, respectively, of the House of Representatives.



## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read by their titles, and disposed of as follows:

By Representative Hardy:

H. B. 1257, a bill to be entitled an act relating to the salaries of certain employees of the Attorney General's Department.

Referred to Committee on Calendar.

By Representative Wooten:

H. B. 1258, a bill to be entitled an act to establish two credit points for each five-year period that any operator or chauffeur operates a motor vehicle without any conviction of traffic violation for a maximum of thirty years.

Referred to Committee on Calendar.

By Representatives Gregory of Harnett, Thomas, Williamson, Lupton, Spruill, Coates, Wall, McMillan of Wake, Wooten, West of Clay, Johnson, Woodard of Northampton, Ferrell, Womble, Dolley, Hawfield, McPherson, Jones, Hines, Owens, Hill, Martin, Potts, Harding, Newman, Lloyd, Fearing, Speed, Hardy, and Efird:

H. B. 1259, a bill to be entitled an act to establish a School of Veterinary Medicine at North Carolina State College of Agriculture and Engineering at the University of North Carolina.

Referred to Committee on Calendar.

## MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

H. B. 125, a bill to be entitled an act relating to the taxing of certain agricultural products in Lenoir County.

Returned for concurrence and the bill is placed on Calendar.

S. R. 504, a joint resolution honoring the memory of Dr. J. S. Dorton, long-time organizer and director of the North Carolina State Fair and other fairs in the State of North Carolina.

Passed first reading.

On motion of Representative Palmer the rules are suspended and the bill is placed on its immediate passage.

Passes its second and third readings and is ordered enrolled.

H. B. 1180, a bill to be entitled an act to amend Chapter 206 of the Session Laws of 1961 relating to the establishment and operation of a county library in Wake County and the authorization to establish library branches within incorporated cities of Wake County.

Returned for concurrence.

On motion of Representative Harris of Wake the House concurs in the Senate Amendment and the bill is ordered enrolled.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 925, a bill to be entitled an act to fix the compensation of employees of the General Assembly.

On motion of Representative Johnson the rules are suspended.

The question now recurs to the passage of the bill on second and third readings.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 926, a bill to be entitled an act relative to the compensation of the sub-officers of the General Assembly.

On motion of Representative Johnson the rules are suspended.

The question now recurs to the passage of the bill on second and third readings.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1027, a bill to be entitled an act to establish an Advisory Commission for the State Museum of Natural History.

On motion of Representative Bell the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate without engrossment.

H. B. 1028, a bill to be entitled an act amending Chapter 104C of the General Statutes, relating to atomic energy, radioactivity and ionizing radiation.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1030, a bill to be entitled an act to amend Article 1, Chapter 143, of the General Statutes of North Carolina relating to the Executive Budget Act.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1031, a bill to be entitled an act to authorize the Governor to enter into and execute the Southern Interstate Nuclear Compact.

On motion of Representative Hicks the bill is recommitted to the Committee on Calendar.

H. B. 1040, a bill to be entitled an act to amend General Statutes 113-104 relating to hunting with bow and arrow.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1054, a bill to be entitled an act to amend General Statutes 1-539.7 pertaining to appeals from courts of justices of the peace.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1056, a bill to be entitled an act to amend the General Statutes relating to the termination of probation, arrest, and subsequent disposition.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1057, a bill to be entitled an act to amend General Statutes 122-50 relating to records of allegedly mentally disordered persons.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1061, a bill to be entitled an act to amend Chapter 912 of the Session Laws of 1955 relating to the State Board of Refrigeration examiners.

On motion of Representative Davis of Rowan the committee amendment is adopted.

On motion of Representative Harris of Wake the bill is recommitted to the Committee on Calendar.

H. B. 1062, a bill to be entitled an act to amend Article 11 of Chapter 54 of the General Statutes, relating to the powers of credit unions.

Representative Hamrick offers an amendment which is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate without engrossment.

H. B. 1082, a bill to be entitled an act to prohibit the simulation of summonses, warrants, writs, or other court process in connection with the collection of any claim, demand or account.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1091, a bill to be entitled an act to amend General Statutes 1-105 relating to service of process upon nonresident drivers of motor vehicles.

On motion of Representative Quinn the committee amendments are adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate without engrossment.

H. B. 1094, a bill to be entitled an act to authorize the governing boards of certain State educational institutions to register and regulate motor vehicles maintained and operated by students therein on the campuses thereof.

On motion of Representative Zollicoffer the committee amendment is adopted.



Passes its second and third readings, as amended, and is ordered sent to the Senate without engrossment.

H. B. 1102, a bill to be entitled an act to provide a penalty for the transmittal of obscenity into the State of North Carolina.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1103, a bill to be entitled an act to establish a study commission to inquire into the operation and administration of the driver training program and the feasibility of requiring all persons under the age of twenty-one, when applying for drivers' licenses, to have taken a driver training course.

On motion of Representative Zollicoffer the committee amendment is adopted.

Passes its second reading.

The bill fails to pass its third reading.

H. B. 1104, a bill to be entitled an act to amend General Statutes 8-51 so as to make the section inapplicable to tort actions.

On motion of Representative Potts the bill is laid on the table.

H. B. 1118, a bill to be entitled an act to amend General Statutes 143 known as the Executive Budget Act in order to clarify the authority of the State to operate a central payroll unit and make deposits and disbursements necessary to such operation.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1119, a bill to be entitled an act amending General Statutes 14-250 relating to the marking of publicly owned vehicles.

Passes its second and third readings and is ordered sent to the Senate.

H. R. 1122, a joint resolution creating a commission to study the impact of state sovereignty upon financing of local governmental services and functions in North Carolina.

Passes its second and third readings and is ordered sent to the Senate.

H. R. 1124, a joint resolution memorializing the Congress of the United States, the Members of the Congress from the State of North Carolina and the Secretary of Commerce to enact suitable legislation to regulate correspondence schools and their solicitors as to their activities in the several states.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1125, a bill to be entitled an act relating to the disposal of dead and diseased poultry at commercial poultry farms.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1131, a bill to be entitled an act to provide for the allocation of county-wide outlay funds for an Industrial Education Center.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1146, a bill to be entitled an act to amend General Statutes 97-7 to clarify the status of governmental units acting as self-insurers under the Workmen's Compensation Act of North Carolina.

Passes its second and third readings and is ordered sent to the Senate.

H. R. 1149, a joint resolution creating a commission to study the tax structure of the State with respect to any inequities therein and with particular reference to the sales and use tax and license tax schedules and the tax structure as relates to cooperatives.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1153, a bill to be entitled an act making it unlawful to possess certain athletic contest handicap tickets or sheets which could be used for gambling purposes.

On motion of Representative Hines the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate without engrossment.

H. B. 1154, a bill to be entitled an act making it unlawful to transmit by telephone, telegraph, or electronic means certain information or estimates as to athletic contests which could be used for gambling purposes.

On motion of Representative Hines the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate without engrossment.

H. B. 1160, a bill to be entitled an act to amend Chapter 20 of the General Statutes relating to violations of certain sections.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1161, a bill to be entitled an act to amend General Statutes 105-116 and General Statutes 105-120 to increase the amount distributed to municipalities thereunder.

On motion of Representative Kemp the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate without engrossment.

H. B. 1165, a bill to be entitled an act to amend H. B. 827, ratified June 6, 1961, and to be codified as Chapter 661 of the 1961 Session Laws relating to service of process upon nonresident operators of watercraft.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1166, a bill to be entitled an act to amend General Statutes 105-85 to limit laundry license taxes levied by cities and towns.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1167, a bill to be entitled an act to amend General Statutes 106-266.6, 106-266.8, and 106-266.9 to authorize the use of certified mail instead of registered mail and otherwise clarifying the Milk Commission Law.

Representative Whitehurst offers an amendment which is adopted.

Representative Kemp moves the bill lie on the table. The motion prevails.

H. B. 1168, a bill to be entitled an act to provide for a Curator to work in the State Museum of Natural History and the Wade Hampton Museum.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1248, a bill to be entitled an act relating to the office of treasurer of Greene County.

Passes its second and third readings and is ordered sent to the Senate.

S. B. 444, a bill to be entitled an act to authorize the Governor to appoint a commission to erect a fitting memorial to the late Robert E. Lee Doughton, former State Senator and long-time member of Congress, and to appropriate the sum of \$25,000 to aid in bearing the expense of erecting the memorial.

Passes its second and third readings and is ordered enrolled.

S. B. 497, a bill to be entitled an act to provide for the establishment of a Law Library in Pender County.

Passes its second and third readings and is ordered enrolled.

H. B. 1092, a bill to be entitled an act to authorize the Governor to appoint a commission to erect a fitting memorial to the late Robert Lee Doughton, former State Senator and long-time member of Congress, and to appropriate the sum of \$25,000 to aid in bearing the expense of erecting the memorial.

On motion of Representative McLaughlin consideration of the bill is postponed indefinitely.

H. B. 1097, a bill to be entitled an act to amend General Statutes 1-109, relating to prosecution bonds in civil actions.

On motion of Representative Taylor consideration of the bill is postponed indefinitely.

#### ENROLLED BILLS

Representative Britt, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 5. An Act to authorize the issuance of \$47,505,000 (amount changed before passage to \$61,665,000) of bonds of the State to provide for capital improvements for State institutions and agencies subject to a vote of the qualified voters of the State.



S. B. 7. An Act to make appropriations for capital improvements of State institutions, agencies, and departments.

S. B. 169. An Act appropriating funds to establish a museum-visitor center at Aycock Birthplace State Historic Site.

S. B. 200. An Act appropriating funds for the further restoration of historic Bath.

S. B. 210. An Act to amend Chapter 132 of the General Statutes to clarify the authority of the State Department of Archives and History to conduct a records management and preservation program.

S. B. 363. An Act to amend Section 127-113 of the General Statutes to provide that the issuance of bonds and the levy of a tax for the payment thereof by counties and municipalities for the purpose of Article 13 of Chapter 127 of the General Statutes shall be subject to approval at an election if required by the Constitution or if required pursuant to the provisions of the County Finance Act or the Municipal Finance Act.

S. B. 368. An Act to authorize the State Board of Education to conduct an experimental or pilot program in two or more school administrative units based upon merit pay for teachers who excel in their profession and to appropriate funds for the expenses of the program.

S. B. 371. An Act to create a North Carolina Health Insurance Advisory Board, and define its organization, duties and responsibilities.

S. B. 425. An Act to amend General Statutes 153-9(43) relating to tax levies by counties for certain special purposes so as to make the provisions thereof applicable to Robeson County.

S. B. 426. An Act to amend Chapter 559, Public-Local Laws of 1935 relating to the issuance of school building bonds in behalf of school districts and special bond tax units and the levy of taxes within such districts and units for the payment of the principal and interests of such bonds, by prohibiting the issuance of bonds in behalf of school districts which have no outstanding bonded indebtedness and have been included within larger school districts subsequently created, and by validating the creation of any such larger school districts.

S. B. 441. An Act pertaining to Article 3, Chapter 139 of the General Statutes as the same relates to a water shed improvement program in Clay County.

S. B. 460. An Act to amend Section 2 of Chapter 451 of the Session Laws of 1949, and Section 6 of Chapter 171 of the Session Laws of 1955, relating to the election of the Board of Commissioners of the Town of Mooresville.

S. B. 471. An Act to authorize the County of Halifax to appropriate funds from non-tax sources for a portion of matching funds to be used for the improvement and development of Halifax County Airport.

S. B. 480. An Act to extend the time for adoption of the 1961-62 Stanly County Budget resolution and for turning over the Stanly County tax books to the Tax Collector.

S. B. 474. An Act to fix the fees of the Register of Deeds of Watauga County for the registration of certain instruments.

S. B. 477. An Act to amend General Statutes 7-70 relating to the terms of Superior Court to be held in Granville County.

H. B. 15. An Act to amend Article 15 of Chapter 53 of the General Statutes, so as to repeal the North Carolina Small Loans Act, and to adopt a North Carolina Consumer Finance Act.

H. B. 685. An Act to amend Article 51 of Chapter 14 of the General Statutes relating to the protection of athletic contests.

H. B. 709. An Act authorizing the Towns of LaGrange and Pink Hill to use the Lenoir County loose-leaf registration system for the registration of voters and acceptance of registration application.

On motion of Representative Godwin, duly seconded, the House adjourns to meet tomorrow at 10 o'clock A. M.

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## ONE HUNDRED FOURTEENTH DAY

HOUSE OF REPRESENTATIVES

Tuesday, June 20, 1961

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hunt.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Greenwood, for the Committee on the Journal, reports the Journal of yesterday has been examined, found to be correct, and without objection the same stands approved as written.

On motion of Representative Hines, Abigail Lucretia Moore and William Marsh Howell from Guilford County are made honorary pagette and page, respectively, of the House of Representatives.

The Robeson County Delegation asks for recognition and presents to the House the recently appointed Senator, the Honorable Hector McLean. Mr. Speaker Hunt invites Senator McLean to approach the dais where he makes a few remarks.

On motion of Representative McLaughlin, Junie Williams of Iredell County is made an honorary pagette of the House of Representatives.

On motion of Representative McPherson, Larry Allen Forbes, Warren Dean Riggs, George Michael Williams and Charles Francis Riggs of Camden County are made honorary pages of the House of Representatives.

Representative Newman moves that the vote by which S. B. 127, entitled "a bill to be entitled an act for the relief of J. Gordan Webster of Rockingham County for damage to his automobile incurred in an accident with a State Highway and Public Works Commission truck" was tabled be reconsidered.

The motion fails and the bill remains on the table.

Representative Vaughn moves that S. B. 116, entitled "a bill to be entitled an act regulating the sanitation of agricultural labor camps" be removed from the unfavorable calendar.

The motion fails and the bill remains on the unfavorable calendar.

#### REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Representative Zollicoffer, for the Committee on Calendar.

H. R. 1255, a joint resolution memorializing the Congress of the United States and the Delegation from North Carolina to enact legislation temporarily suspending the authority of the Interstate Commerce Commission to approve consolidation, unification, or acquisition of control of railroad properties.

With an unfavorable report.

H. B. 1257, a bill to be entitled an act relating to the salaries of certain employees of the Attorney General's Department.

With a favorable report.

H. B. 1259, a bill to be entitled an act to establish a school of Veterinary Medicine at North Carolina State College of Agriculture and Engineering of The University of North Carolina.

With an unfavorable report.

S. B. 162, a bill to be entitled an act to provide for the improvement and maintenance of the Caswell burial site in Lenoir County.

With an unfavorable report.

S. B. 346, a bill to be entitled an act to appropriate funds for the restoration and maintenance of the Daniel Boone homeplace in Davidson County.

With a favorable report.

S. B. 491, a bill to be entitled an act to designate Bellamy's Lake in Brinkleyville Township in Halifax County a private lake.

With a favorable report.



## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representative Peel:

H. B. 1260, a bill to be entitled an act to amend H. B. 182 relating to the hunting and taking of amphibians in North Carolina.

On motion of Representative Peel the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

## MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

H. B. 596, a bill to be entitled an act to appropriate the sum of \$25,000.00 to Eliada Homes, Incorporated, in Buncombe County.

Returned for concurrence.

On motion of Representative Greenwood the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 746, a bill to be entitled an act to authorize the recovery of civil damages due to the malicious or wilful destruction of property by minors.

Returned for concurrence.

On motion of Representative Crawford the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 1032, a bill to be entitled an act to revise the membership of the Commission on Interstate Cooperation.

Returned for concurrence.

On motion of Representative Dolley the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 1141, a bill to be entitled an act to extend the corporate limits of the Town of Weldon, subject to a referendum election.

Returned for concurrence.

On motion of Representative Gregory of Halifax the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 1184, a bill to be entitled an act to provide for an election in the City of Kinston and the Kinston School District on the question of levying an ad valorem tax for the operation of a bus system.

Returned for concurrence.

On motion of Representative Davis of Lenoir the House concurs in the Senate amendment and the bill is ordered enrolled.

S. B. 483, a bill to be entitled an act to amend General Statutes 163-113 relating to agreements for rotation of candidates of senatorial districts of more than one county.

Referred to Committee on Calendar.

S. B. 501, a bill to be entitled an act to make an appropriation to provide for salaried employees of the Supreme Court the same percentage salary increase granted to State employees subject to the personnel act.

Passes first reading and placed on the Calendar.

On motion of Representative Dolley the rules are suspended and the bill is placed on its immediate passage.

Passes its second and third readings and is ordered enrolled.

S. B. 507, a bill to be entitled an act to approve, ratify, and confirm Carteret County Hospital bond election of November, 1960, and all official proceedings by the County Commissioners growing out of or resulting from said election.

Passes first reading and placed on the Calendar.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 473, a bill to be entitled an act to amend General Statutes 160-453.12 relating to the extension of the corporate limits of the Town of Battleboro in Edgecombe and Nash Counties.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher, Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, Murphy, Newman, Nicholson, Osteen, Owens, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Wall, Wallace, Watkins, West of Clay, Whitehurst, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—111.

Those voting in the negative are: None.

—S. B. 481, a bill to be entitled an act to amend General Statutes 153-9, Subsection 43, as the same appears in the 1959 Cumulative Supplement, relating to tax levies for certain purposes in certain counties so as to include Wayne County.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, Murphy, Newman, Nicholson, Osteen, Owens, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Wall, Wallace, Watkins, West of Clay, Whitehurst, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—111.

Those voting in the negative are: None.

S. B. 484, a bill to be entitled an act amending General Statutes 153-9(43) so as to add Edgecombe to the list of counties authorized to levy taxes for the special purposes of paying the salary and expenses of the County Accountant, the Farm Demonstration Agent, the Home Demonstration Agent, and the Veterans' Service Officer.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, Murphy, Newman, Nicholson, Osteen, Owens, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Wall, Wallace, Watkins, West of Clay, Whitehurst, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—111.



Those voting in the negative are: None.

H. B. 125, a bill to be entitled an act relating to the taxing of certain agricultural products in Lenoir County.

On motion of Representative Davis of Lenoir, the House concurs in the Senate amendment and the bill is ordered enrolled.

S. B. 431, a bill to be entitled an act to authorize the University of North Carolina to construct and provide service and auxiliary facilities necessary or desirable for the students or staff or in the operation of the University of North Carolina at Chapel Hill, North Carolina, either as additions, extensions, improvements and betterments of the University Enterprises of the University of North Carolina or otherwise, and to pay the costs thereof, in whole or in part, through the issuance of revenue bonds payable from revenues; providing for the charging and collection of rates, fees, charges and rentals; making inapplicable hereto all other statutory provisions in conflict with the provisions of this Act; and making the provisions of this Act severable.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, Murphy, Newman, Nicholson, Osteen, Owens, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Wall, Wallace, Watkins, West of Clay, Whitehurst, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—111.

Those voting in the negative are: None.

S. B. 452, a bill to be entitled an act to amend General Statutes 105-74 and General Statutes 105-85 relating to State license taxes on pressing clubs, dry cleaning plants, hat blockers and laundries.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Representatives Andrews, Arledge, Barbee, Belk, Bell, Blue, Boger, Braswell, Britt, Brooks, Byrum, Calder, Choate, Coates, Coffey, Cohoon, Cook, Courtney, Crawford, Davis of Lenoir, Davis of Rowan, Delamar, Dolley, Drummond, Eagles, Efird, Everett, Fearing, Felmet, Ferrell, Fletcher Frink, Galifianakis, Garner, Godwin, Green, Greenwood, Gregory of Halifax, Gregory of Harnett, Griggs, Hamrick, Harding, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Haw-

field, Henley, Hicks, High, Hill, Hines, Holcombe, Isaac, Jackson, Johnson, Jones, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, Martin, McFadyen, McLaughlin, McMillan of Robeson, McMillan of Wake, Murphy, Newman, Nicholson, Osteen, Owens, Peel, Phelps, Pickard, Potts, Quinn, Ramsey, Randall, Reid, Riggs, Rodenbough, Satterfield, Sermons, Simpson, Slagle, Snyder, Speed, Story, Taylor, Thomas, Thornburg, Umstead, Vaughn, Wall, Wallace, Watkins, West of Clay, Whitehurst, Wicker, Williamson, Wilson, Womble, Wood, Woodard of Northampton, Woodard of Wilson, Wooten, and Zollicoffer—111.

Those voting in the negative are: None.

H. B. 1127, a bill to be entitled an act to increase the membership of the Senate to sixty senators, to allocate the various senators to the respective senatorial districts, to increase the membership of the House of Representatives to the number of one hundred fifty representatives, to reapportion the membership of the House of Representatives, to provide for compulsory redistricting of the State for senatorial districts and compulsory reapportionment of the House of Representatives after each federal census or enumeration made by order of the Congress.

Representative McLaughlin moves the bill lie on the table.

Representative Simpson calls for "Ayes" and "Noes" on this motion.

The call sustains.

The motion prevails by the following vote:

Those voting in the affirmative are: Representatives Andrews, Belk, Blue, Britt, Brooks, Byrum, Calder, Choate, Cohoon, Davis of Rowan, Delamar, Eagles, Fearing, Felmet, Ferrell, Galifianakis, Godwin, Gregory of Harnett, Griggs, Hardy, Hargett, Harriss of Rowan, Hawfield, Henley, Hicks, High, Hill, Holcombe, Jackson, Jones, Kennedy, Kerr, Kiser, Lane, Leatherman, Leatherwood, Lloyd, Lupton, McFadyen, McLaughlin, McMillan of Robeson, McPherson, Murphy, Newman, Nicholson, Owens, Palmer, Peel, Phelps, Potts, Ramsey, Riggs, Rodenbough, Satterfield, Sermons, Speed, Spruill, Thornburg, Wall, Wallace, Watkins, Whitehurst, Wicker, Wilson, Woodard of Northampton, Woodard of Wilson, and Zollicoffer—67.

Those voting in the negative are: Representatives Arledge, Barbee, Boger, Braswell, Coates, Coffey, Cook, Courtney, Crawford, Davis of Lenoir, Dolley, Drummond, Everett, Fletcher, Frink, Garner, Green, Greenwood, Gregory of Halifax, Hamrick, Harding, Hines, Isaac, Johnson, Kemp, Martin, McMillan of Wake, Osteen, Pickard, Quinn, Randall, Reid, Simpson, Slagle, Snyder, Story, Taylor, Thomas, Umstead, Vaughn, West of Clay, Williamson, Womble, Wood, and Wooten—45.

Representative Harris of Wake votes "Present".

H. B. 1177, a bill to be entitled an act to appropriate funds for visually handicapped students in North Carolina.

Passes its second and third readings and is ordered sent to the Senate.



H. B. 1179, a bill to be entitled an act to amend Chapter 89 of the General Statutes, relating to corporate or partnership practice of engineering.

Representative Taylor offers amendments which are adopted.

On motion of Representative Murphy the bill is laid on the table.

H. B. 1181, a bill to be entitled an act to amend General Statutes 7-70 relating to the availability for assignment of judges in certain districts.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1189, a bill to be entitled an act to provide a deficiency appropriation for the Agricultural and Technical College at Greensboro for the fiscal year 1960-61.

On motion of Representative Woodard of Wilson the bill is postponed indefinitely.

H. B. 1198, a bill to be entitled an act to appropriate funds for the Department of Labor, Apprenticeship Training Division.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1210, a bill to be entitled an act to tax certain court costs in Lincoln County for the benefit of the Lincoln County Memorial Library.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1223, a bill to be entitled an act to appropriate from the Contingency and Emergency Fund the sum of fifteen thousand dollars to the North Carolina Symphony Society, Incorporated, to cover a deficit in operating expenses for the fiscal year 1960-61.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1227, a bill to be entitled an act to amend General Statutes 52-12.2 so as to validate certain conveyances between husband and wife.

The Committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate without engrossment.

H. B. 1231, a bill to be entitled an act to amend General Statutes 113-15.1 relating to the Authority of the Division of Community Planning of the Department of Conservation and Development.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1235, a bill to be entitled an act relating to the expenses of certain State officials.

The bill fails to pass second reading.

H. B. 1239, a bill to be entitled an act to appropriate funds for the purchase of land for the Piedmont Research Station in Rowan County.



Representative Harriss of Rowan offers an amendment which is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate without engrossment.

H. B. 1244, a bill to be entitled an act to provide for carrying out of the performing arts and citizens fitness program of the North Carolina Recreation Commission.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1246, a bill to be entitled an act to amend General Statutes 105-101 by striking out the requirement of a tax of \$2.50 on the affixing of the Great Seal of the State to any commission.

Passes its second and third readings and is ordered sent to the Senate.

H. B. 1247, a bill to be entitled an act to make an appropriation to provide for salaried employees of the Supreme Court the same percentage salary increase granted to State employees subject to the personnel act.

On motion of Representative Dolley, consideration of the bill is postponed indefinitely.

H. B. 1257, a bill to be entitled an act relating to the salaries of certain employees of the Attorney General's Department.

Passes its second and third readings and is ordered sent to the Senate.

S. B. 118, a bill to be entitled an act authorizing the Governor and Council of State to furnish Replacement Volumes 2B, 3A, 4B and 4C of the General Statutes of North Carolina to the Justices of the Supreme Court, the Supreme Court Library and other State officials and agencies.

Passes its second and third readings and is ordered enrolled.

S. B. 491, a bill to be entitled an act to designate Bellamy's Lake in Brinkleyville Township in Halifax County a private lake.

Passes its second and third readings and is ordered enrolled.

S. B. 494, a bill to be entitled an act to amend Article 9 of Chapter 136 of the General Statutes to require the recordation of a memorandum of action with the Register of Deeds and to correct certain errors in said Article.

Passes its second and third readings and is ordered enrolled.

S. B. 495, a bill to be entitled an act to authorize the State Board of Education in its discretion to permit classified principles and supervisors in the public schools to be paid salaries on an annual basis in twelve equal monthly installments.

Passes its second and third readings and is ordered enrolled.

H. B. 1228, a bill to be entitled an act to amend Article 9 of Chapter 136 of the General Statutes to require the recordation of a memorandum of action with the Register of Deeds and to correct certain errors in said Article.

On motion of Representative Zollicoffer, consideration of the bill is postponed indefinitely.

H. B. 1233, a bill to be entitled an act to authorize the State Board of Education in its discretion to permit classified principals and supervisors in the public schools to be paid salaries on an annual basis in twelve equal monthly installments.

On motion of Representative Zollicoffer, consideration of the bill is postponed indefinitely.

#### ENROLLED BILLS

Representative Britt, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 182. An Act to regulate the hunting and taking of amphibians in North Carolina.

H. B. 966. An Act to repeal Chapter 420 of Public-Local Laws of 1923, Chapter 275 of Public-Local Laws of 1931, and other provisions of the Public-Local Laws and Session Laws of North Carolina pertaining to constables of Asheville Township.

H. B. 977. An Act to amend Chapter 212 of the Session Laws of 1959 relating to the authority of certain counties of the State to call elections on the question of levying taxes for industrial development purposes.

H. B. 1111. An Act to authorize the exemption from taxation of certain personal property stored in Nash County and Edgecombe County for shipment to foreign countries.

H. B. 1192. An Act amending and rewriting the Charter of the City of Wilmington.

H. B. 1195. An Act to authorize the Board of County Commissioners of Yadkin County and the governing body of the Town of Yadkinville to provide for the maintenance of a County Library in Yadkin County.

On motion of Representative Zollicoffer, the House takes a recess until 2:15 P.M.

#### AFTERNOON SESSION

June 20, 1961

The House meets pursuant to its recess, Mr. Speaker Hunt presiding.

On motion of Representative Eagles, John R. Boger, III, of Cabarrus County is made an honorary page of the House of Representatives.

On motion of Representative McFadyen, the courtesies of the floor are extended to the Honorable Harry Greene, a former member of the House of Representatives from Hoke County.

On motion of Representative McMillan of Robeson, David Britt, Jr. of Robeson County is made an honorary page of the House of Representatives.

On motion of Representative Wood, John M. Weiler and Richard Cobb of Forsyth County are made honorary pages of the House of Representatives.

Mr. Speaker Hunt makes P. Drummond Tonge and Edwaard Tonge of Jackson, Mississippi honorary pages of the House of Representatives.

On motion of Representative Martin, George Lewis, Jr. and Melvin Lewis of Davie County are made honorary pages of the House of Representatives.

On motion of Representative Hamrick, Monty Hamrick, Arty Williams and Steve Williams of Forsyth County are made honorary pages of the House of Representatives.

On motion of Representative Hines, David Rockwell of Guilford County is made honorary page of the House of Representatives.

On motion of Representative Hill, Daniel Eugene Houston and Elizabeth Carol Houston of Catawba County are made honorary page and pagette, respectively, of the House of Representatives.

#### REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Representative Zollicoffer, for the Committee on Calendar.

H. B. 1254, a bill to be entitled an act to appropriate the sum of \$20,000.00 to the Department of Archives and History to be used for the acquisition of the home and grounds of Governor David Stone, in Bertie County.

With an unfavorable report.

S. B. 483, a bill to be entitled an act to amend General Statutes 163-113 relating to agreements for rotation of candidates of senatorial districts of more than one county.

With an unfavorable report.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. R. 508, a joint resolution designating the State Fair Arena at the State Fair Grounds in Wake County, North Carolina, as the J. S. Dorton Arena.



Passes first reading and placed on Calendar.

On motion of Representative Palmer the rules are suspended and the bill is placed on its immediate passage.

Passes its second and third readings and is ordered enrolled.

S. B. 509, a bill to be entitled an act to authorize the County of Granville and the City of Oxford to convey at private sale certain real property located in the City of Oxford.

Passes first reading and placed on the Calendar.

On motion of Representative Watkins the rules are suspended and the bill is placed on its immediate passage.

Passes its second and third readings and is ordered enrolled.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1235, a bill to be entitled an act relating to the expenses of certain State officials.

The bill fails to pass second reading.

On motion of Representative Brooks, the vote by which the bill failed to pass second reading is reconsidered.

Now the question recurs to the passage of the bill on second reading.

The bill fails to pass second reading.

S. B. 129, a bill to be entitled an act to amend Chapter 24 of the General Statutes so as to authorize corporations to pay any rate of interest agreed upon on loans equal to or in excess of Thirty Thousand Dollars.

Representative Harris of Wake offers an amendment which is adopted.

Representative Lloyd offers an amendment which is adopted.

Passes its second and third readings, as amended, and is ordered returned to the Senate for concurrence in House amendments.

S. B. 130, a bill to be entitled an act to provide aid to the Brevard Music Foundation, Incorporated.

Passes its second and third readings and is ordered enrolled.

S. B. 148, a bill to be entitled an act to establish annual awards for outstanding achievements by citizens of North Carolina.

On motion of Representative Woodard of Wilson, the Committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered returned to the Senate for concurrence in House amendment.

S. B. 171, a bill to be entitled an act to appropriate funds to the North Carolina Confederate Centennial Commission.

Passes its second and third readings and is ordered enrolled.

S. B. 198, a bill to be entitled an act to appropriate funds to the Carolina Charter Tercentenary Commission.

Passes its second and third readings and is ordered enrolled.

S. B. 204, a bill to be entitled an act to amend General Statutes 33-42.1 relating to the exhibition of investments and bank statements by guardians.

Passes its second and third readings and is ordered enrolled.

House Committee Substitute for S. B. 226, a bill to be entitled an act to provide for instructions for educable mentally handicapped children.

Passes its second and third readings and is ordered returned to the Senate for concurrence in House Committee substitute bill.

S. B. 248, a bill to be entitled an act relating to the rental of motor vehicles.

Passes its second and third readings and is ordered enrolled.

S. B. 255, a bill to be entitled an act to amend General Statutes 106-96, General Statutes 106-99.1 and General Statutes 106-100, relating to commercial feeding stuffs.

On motion of Representative Woodard of Northampton, the Committee amendment is adopted.

Representative Johnson moves that consideration of the bill be postponed indefinitely. The motion prevails.

S. B. 268, a bill to be entitled an act to provide for the more adequate teaching of North Carolina and local history in the public schools.

Passes its second and third readings and is ordered enrolled.

S. B. 269, a bill to be entitled an act to amend General Statutes 15-26 to require search warrants to show on the face thereof the date and hour issued and the name or names of the witnesses examined.

Passes its second and third readings and is ordered enrolled.

S. R. 283, a joint resolution authorizing the appointment of a Commission to study public welfare programs and to submit a report to the Governor and the 1963 Session of the General Assembly.

Passes its second and third readings and is ordered enrolled.

S. B. 286, a bill to be entitled an act to amend General Statutes 95-17 relating to the limitations of hours of employment and exceptions thereto.

Passes its second and third readings and is ordered enrolled.

S. B. 299, a bill to be entitled an act to provide for the removal of vehicles abandoned, left unattended or left illegally parked upon the streets and highways.

On motion of Representative Murphy, the bill is laid on the table.

S. B. 325, a bill to be entitled an act to amend General Statutes 58-254.8 with reference to certain kinds of security for payment of debts.

Passes its second and third readings and is ordered enrolled.

S. B. 346, a bill to be entitled an act to appropriate funds for the restoration and maintenance of the Daniel Boone Homeplace in Davidson County.

Passes its second and third readings and is ordered enrolled.

S. B. 362, a bill to be entitled an act to establish minimum speed limits on certain portions of the highways.

On motion of Representative High, the Committee amendment is adopted.

Representative Frink moves the bill lie on the table. The motion fails.

Now the question recurs to the passage of the bill on second reading.

Passes its second and third readings, as amended, and is ordered sent to the Senate for concurrence in House amendment.

S. B. 370, a bill to be entitled an act to amend Section 160-249 of the General Statutes to provide for the billing and collecting of charges for sewerage service provided by municipalities which do not also provide water service.

Passes its second and third readings and is ordered enrolled.

S. B. 372, a bill to be entitled an act to amend Chapter 84 of the General Statutes relating to attorneys at law.

Passes its second and third readings and is ordered enrolled.

S. B. 375, a bill to be entitled an act to require seat belt anchorages on certain motor vehicles and to provide minimum standards for such anchorages and for seat belt.

Passes its second and third readings and is ordered enrolled.

S. B. 383, a bill to be entitled an act to provide for the public school education of exceptionally talented children in North Carolina.

Passes its second and third readings and is ordered enrolled.

S. B. 507, a bill to be entitled an act to approve, ratify, and confirm Carteret County Hospital bond election of November, 1960, and all official proceedings by the County Commissioners growing out of or resulting from said election.

Passes its second and third readings and is ordered enrolled.



On motion of Representative Harris of Wake, duly seconded, the House adjourns and will meet tomorrow at 11:00 o'clock A. M.

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## ONE HUNDRED FIFTEENTH DAY

HOUSE OF REPRESENTATIVES

Wednesday, June 21, 1961

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hunt.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Jones, for the Committee on the Journal, reports the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Gregory of Halifax, S. B. 491, entitled "a bill to be entitled an act to designate Bellamy's Lake in Brinkleyville Township in Halifax County a private lake", is recalled from the Enrolling Office and placed on the Calendar.

On motion of Representative Zollicoffer, S. B. 162, entitled "a bill to be entitled an act to provide for the improvement and maintenance of the Caswell Burial Site in Lenoir County", is taken from the unfavorable calendar and placed on the calendar.

Mr. Speaker Hunt makes Susan E. Bello, Thomas M. Bello and Kenneth G. Bello of Wake County honorary pagette and pages, respectively, of the House of Representatives.

On motion of Representative Arledge, Walter Eugene Wall of McDowell County and Michael Robert Arledge of Polk County are made honorary pages of the House of Representatives.

On motion of Representative Galifianakis, Sophia Galifianakis, Paula Galifianakis, Grace Dackis, Eugene Brooks, IV, John (Scooty) Galifianakis, Manuel Galifianakis, III, George Dennos, Keith Upchurch, and Stanley Upchurch of Durham County are made honorary pagettes and pages, respectively, of the House of Representatives.

On motion of Representative Martin, Helen White Martin, Mary Brook Martin, and George Wilson Martin, Jr., of Davie County are made honorary pagettes and page, respectively, of the House of Representatives.

On motion of Representative Felmet, Tommy Fearing of Dare County is made an honorary page of the House of Representatives.

On motion of Representative McPherson, Lynn Brickhouse and James Daughtry Brickhouse of Camden County are made an honorary pagette and page, respectively, of the House of Representatives.

#### REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Representative Zollicoffer, for the Committee on Calendar.

House Calendar Committee Substitute for S. B. 459, a bill to be entitled an act relating to the North Carolina State Art Society.

With an unfavorable report as to bill, favorable as to committee substitute bill, as amended.

On motion of Representative Zollicoffer, the substitute bill is adopted.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representative Williamson:

H. B. 1261, a bill to be entitled an act to amend H. B. 1140, ratified June 17, 1961, relating to nomination and selection of the members of the Whiteville City Board of Education.

On motion of Representative Williamson the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

H. R. 1262, a joint resolution by the General Assembly of North Carolina providing for adjournment on Thursday, June 22, 1961.

Passed first reading and placed on the Calendar.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

H. B. 711, a bill to be entitled an act to amend Section 3, Article V, and Section 5, Article V, of the Constitution of North Carolina relative to the power of the General Assembly to exempt and to classify property for ad valorem tax purposes.

Returned for concurrence.

On motion of Representative McLaughlin, the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 1085, a bill to be entitled an act to amend Chapter 113 of the General Statutes relating to commercial fisheries by clarifying the provisions of existing laws, regulating the establishment of taking of shrimp and oysters for personal use and authorizing the Director to suspend licenses upon conviction of violations.

Returned for concurrence.

On motion of Representative Bell, the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 1094, a bill to be entitled an act to authorize the governing boards of certain state educational institutions to register and regulate motor vehicles maintained and operated by students therein on the campuses thereof.

Returned for concurrence.

On motion of Representative Zollicoffer, the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 1125, a bill to be entitled an act relating to the disposal of dead and diseased poultry at commercial poultry farms.

Returned for concurrence.

On motion of Representative Greenwood, the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 1217, a bill to be entitled an act to increase the civil jurisdiction of the Harnett County Recorder's Court; to provide for appeals to Superior Court.

Returned for concurrence.

On motion of Representative Gregory of Harnett, the House concurs in the Senate amendment and the bill is ordered enrolled.

S. B. 506, a bill to be entitled an act to amend Article 5 of Chapter 105 of the General Statutes to provide a retail sales tax exemption for independent newspaper peddlers.

Referred to Committee on Calendar.

S. B. 510, a bill to be entitled an act to repeal S. B. 433, ratified as Chapter 729 of the Session Laws of 1961.

Referred to Committee on Calendar.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:



S. B. 162, a bill to be entitled an act to provide for the improvement and maintenance of the Caswell Burial Site in Lenoir County.

Passes its second and third readings and is ordered enrolled.

S. B. 396, a bill to be entitled an act relating to deductions of contributions for income tax purposes.

Representative Kennedy offers an amendment which is adopted.

Passes its second and third readings, as amended, and is ordered returned to the Senate for concurrence in House amendment.

S. B. 402, a bill to be entitled an act to amend Chapter 57 of the General Statutes and various sections of Chapter 58 of the General Statutes related thereto in order to make the same applicable to dental service corporations.

Passes its second and third readings and is ordered enrolled.

S. B. 446, a bill to be entitled an act to amend Sections 58-53.1 and 58-53.3 of the General Statutes so as to provide the same shall apply to all contracts of insurance procured in foreign and alien insurance companies not authorized to transact business in this state.

Passes its second and third readings and is ordered enrolled.

S. R. 456, a joint resolution memorializing the Congress of the United States, the members of the Congress from the State of North Carolina and the Secretary of Commerce to enact suitable legislation to regulate correspondence schools and their solicitors as to their activities in the several states.

Passes its second and third readings and is ordered enrolled.

S. B. 457, a bill to be entitled an act to amend General Statutes 120-43 relating to filing of written authorizations by lobbyists.

Passes its second and third readings and is ordered enrolled.

House Calendar Committee Substitute for S. B. 459, a bill to be entitled an act relating to the North Carolina State Art Society.

On motion of Representative Crawford, the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate for concurrence in House Committee Substitute.

S. B. 464, a bill to be entitled an act to repeal General Statutes 75-3 relating to burden of proof as to reasonableness in actions involving combinations in the form of trusts and conspiracies in restraint of trade.

Passes its second and third readings and is ordered enrolled.

S. B. 469, a bill to be entitled an act to amend Chapter 1039 of the Session Laws of 1959 relating to capital improvements for state institutions and agencies.

Passes its second and third readings and is ordered enrolled.

S. B. 472, a bill to be entitled an act to amend Subsection 16(c) of Section 130-128 of the General Statutes relating to application of capital reserve funds of sanitary districts.

Passes its second and third readings and is ordered enrolled.

S. B. 479, a bill to be entitled an act to prohibit certain business activities on Sunday.

Representative Satterfield offers an amendment.

Representative Drummond moves the amendment lie on the table. The motion prevails.

Representative Crawford offers an amendment which is adopted.

Representative Simpson offers an amendment.

Representative Wallace moves the amendment lie on the table. The motion prevails.

Passes its second and third readings, as amended, and is ordered sent to the Senate for concurrence in House amendment.

S. B. 486, a bill to be entitled an act relating to travel expense allowances of persons designated to represent the Governor.

Passes its second and third readings and is ordered enrolled.

S. B. 487, a bill to be entitled an act to authorize the Governor and Council of State to employ special personnel to investigate and prosecute violations of North Carolina law relating to athletic contests.

Representative Brooks offers an amendment.

Representative Kiser moves the amendment lie on the table. The motion prevails.

Representative Newman moves the bill lie on the table. The motion fails.

Passes its second and third readings and is ordered enrolled.

S. B. 491, a bill to be entitled an act to designate Bellamy's Lake in Brinkleyville Township in Halifax County a private lake.

On motion of Representative Gregory of Halifax, the vote by which the bill passed its third reading is reconsidered.

Representative Gregory of Halifax offers an amendment which is adopted.

Passes its second and third readings, as amended, and is ordered returned to the Senate for concurrence in House amendment.

S. B. 493, a bill to be entitled an act to authorize the Director of the Budget to transfer forty thousand dollars in 1960-1961 surplus East Carolina College operating and maintenance funds to capital improvement funds for the purpose of purchasing science laboratory equipment.

Passes its second and third readings and is ordered enrolled.

S. B. 499, a bill to be entitled an act to amend Chapter 125 of the General Statutes relating to the powers of the North Carolina State Library.

Passes its second and third readings and is ordered enrolled.

S. B. 503, a bill to be entitled an act to amend Chapter 833 of the 1961 Session Laws in order to correct a clerical omission of a line of text therein.

Passes its second and third readings and is ordered enrolled.

#### ENROLLED BILLS

Representative Britt, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. R. 504. A Joint Resolution honoring the memory of Doctor J. S. Dorton, long-time organizer and director of the North Carolina State Fair and other fairs in the State of North Carolina.

H. R. 1245. A Joint Resolution honoring the memory of the late Doctor Hugh Hammond Bennett, native of Anson County, North Carolina.

H. R. 1250. A Joint Resolution honoring the life and memory of Claude L. Love.

S. R. 283. A Joint Resolution authorizing the appointment of a commission to study public welfare programs and to submit a report to the Governor and the 1963 Session of the General Assembly.

S. R. 508. A Joint Resolution designating the State Fair Arena at the State Fairgrounds in Wake County, North Carolina, as the J. S. Dorton Arena.

S. B. 118. An Act authorizing the Governor and Council of State to furnish Replacement Volumes 2B, 3A, 4B, and 4C of the General Statutes of North Carolina to the Justices of the Supreme Court, the Supreme Court Library and other state officials and agencies.

S. B. 130. An Act to provide aid to the Brevard Music Foundation, Incorporated.

S. B. 171. An Act to appropriate funds to the North Carolina Confederate Centennial Commission.

S. B. 198. An Act to appropriate funds to the Carolina Charter Tercenary Commission.

S. B. 204. An Act to amend General Statutes 33-42.1 relating to the exhibition of investments and bank statements by guardians.

S. B. 248. An Act relating to the rental of motor vehicles.

S. B. 268. An Act to provide for more adequate teaching of the North Carolina and local history in the public schools.



S. B. 269. An Act to amend General Statutes 15-26 to require search warrants to show on the face thereof the date and hour issued and the name or names of the witnesses examined.

S. B. 286. An Act to amend General Statutes 95-17 relating to the limitations of hours of employment and exceptions thereto.

S. B. 325. An Act to amend General Statutes 58-254.8 with reference to certain kinds of security for payment of debts.

S. B. 340. An Act to establish a uniform code of safety for the handling of liquified\*petroleum gases.

S. B. 346. An Act to appropriate funds for restoration and maintenance of the Daniel Boone Homeplace in Davidson County.

S. B. 370. An Act to amend Section 160-249 of the General Statutes to provide for the billing and collecting of charges for sewerage service provided by municipalities which do not also provide water service.

S. B. 372. An Act to amend Chapter 84 of the General Statutes relating to attorneys at law.

S. B. 375. An Act to require seat belt anchorages on certain motor vehicles and to provide minimum standards for such anchorages and for seat belts.

S. B. 383. An Act to provide for the public school education of exceptionally talented children in North Carolina.

S. B. 431. An Act to authorize the University of North Carolina to construct and provide service and auxiliary facilities necessary or desirable for the students or staff or in the operation of the University of North Carolina at Chapel Hill, North Carolina, either as additions, extensions, improvements and betterments of the University Enterprises of the University of North Carolina or otherwise, and to pay the costs thereof, in whole or in part, through the issuance of revenue bonds payable from revenues; providing for the charging and collection of rates, fees, charges and rentals; making inapplicable hereto all other statutory provisions in conflict with the provisions of this Act; and making the provisions of this Act severable.

S. B. 444. An Act to authorize the Governor to appoint a commission to erect a fitting memorial to the late Robert Lee Doughton, former state senator and long-time member of Congress, and to appropriate the sum of \$25,000 to aid in bearing the expense of erecting the memorial.

S. B. 452. An Act to amend General Statutes 105-74 and General Statutes 105-85 relating to state license taxes on pressing clubs, dry cleaning plants, hat blockers and laundries.

S. B. 473. An Act to amend General Statutes 160-453.12, relating to the extension of the corporate limits of the Town of Battleboro, in Edgecombe and Nash Counties.

S. B. 481. An Act to amend General Statutes 153-9, Subsection 43, as the same appears in the 1959 Cumulative Supplement, relating to tax levies for certain purposes in certain counties so as to include Wayne County.

S. B. 484. An Act amending General Statutes 153-9(43) so as to add Edgecombe to the list of counties authorized to levy taxes for the special purposes of paying the salary and expenses of the County Accountant, the Farm Demonstration Agent, the Home Demonstration Agent, and the Veterans' Service Officer.

S. B. 494. An Act to amend Article 9 of Chapter 136 of the General Statutes to require the recordation of a memorandum of action with the register of deeds and to correct certain errors in said article.

S. B. 495. An Act to authorize the State Board of Education in its discretion to permit classified principals and supervisors in the public schools to be paid salaries on an annual basis in twelve equal monthly installments.

S. B. 497. An Act to provide for the establishment of a law library in Pender County.

S. B. 501. An Act to make an appropriation to provide for salaried employees of the Supreme Court the same percentage salary increase granted to state employees subject to the Personnel Act.

S. B. 507. An Act to approve, ratify, and confirm Carteret County Hospital bond election of November, 1960, and all official proceedings by the county commissioners growing out of or resulting from said election.

S. B. 509. An Act to authorize the County of Granville and the City of Oxford to convey at private sale certain real property located in the City of Oxford.

H. B. 125. An Act relating to the taxing of certain agricultural products in Lenoir County.

H. B. 181. An Act to appropriate funds for the development of the President James K. Polk Birthplace.

H. B. 202. An Act to appropriate to the Department of Insurance sufficient funds with which to employ a rescue squad instructor.

H. B. 289. An Act to amend General Statutes 105-144 relating to the determination of gain or loss for income tax purposes.

H. B. 313. An Act to appropriate funds for the development of Bentonville Battleground State Historic Site.

H. B. 473. An Act appropriating funds for the development of the birthplace of President Andrew Jackson.

H. B. 502. An Act to authorize limited compensation to Ralph Wayne Groce of Davie County for injuries received in aiding a state highway patrolman in an arrest.

H. B. 553. An Act to establish a public law library for public officials, courts and others in Carteret County.

H. B. 596. An Act to appropriate the sum of \$25,000.00 to Eliada Homes, Incorporated, in Buncombe County.

H. B. 659. An Act to amend General Statutes 116-53 relating to purposes for which appropriations may be expended for community colleges.

H. B. 714. An Act to authorize the employment of one hundred additional state highway patrolmen and to appropriate funds therefor.

H. B. 746. An Act to authorize the recovery of civil damages due to the malicious or wilful destruction of property by minors.

H. B. 785. An Act to require county and city boards of education to defend in good faith tort claims in excess of \$1,000.00 based on alleged negligence of drivers of public school buses, and to make the Tort Claim Act applicable to school transportation service vehicles.

H. B. 828. An Act to exempt from the sales tax sales to ocean-going vessels.

H. B. 858. An Act relating to license taxes of itinerant salesmen and peddlers in Wayne County.

H. B. 956. An Act to appoint justices of the peace for the several counties of North Carolina.

H. B. 992. An Act amending Section 159-42 of the General Statutes relating to the scope of the Local Government Act.

H. B. 1005. An Act concerning a special election to authorize a development tax and a development commission for Madison County.

H. B. 1032. An Act to revise the membership of the Commission on Interstate Cooperation.

H. B. 1069. An Act authorizing the Town of Shallotte and the Town of Ocean Isle to establish an Airport Commission, which commission shall be vested with the power of eminent domain and the power to issue bonds or other securities or obligations for the purpose of providing funds for the acquisition of lands, construction and operation of said airport facility together with all powers as set out in Chapter 63 of the General Statutes of North Carolina.

H. B. 1071. An Act to amend Chapter 123 of the Public-Local Laws of 1929, relating to an emergency and pension fund for the law enforcement officers of Wake County, so as to include certain state highway patrolmen.

H. B. 1077. An Act to amend Chapter 1281, Session Laws of 1957, the same being the Charter of the City of New Bern.

H. B. 1141. An Act to extend the corporate limits of the Town of Weldon, subject to a referendum election.

H. B. 1143. An Act to amend the Charter of the City of Charlotte by re-writing Section 51 thereof, dealing with permanent improvements.



H. B. 1144. An Act to amend Chapter 378 of the Session Laws of 1959 relating to vacancies occurring on the Mecklenburg County Board of Education.

H. B. 1147. An Act relating to the compensation of the Judge and Prosecuting Attorney of the County Recorder's Court of Columbus County.

H. B. 1157. An Act to amend Chapter 920, Session Laws of 1951, concerning the compensation of the Board of Education of Northampton County.

H. B. 1164. An Act to repay the City of Charlotte, North Carolina, funds advanced by the City of Charlotte under an agreement entered into by the North Carolina Armory Commission and the City of Charlotte on June 23, 1954.

H. B. 1180. An Act to amend Chapter 206 of the Session Laws of 1961 relating to the establishment and operation of a county library in Wake County and the authorization to establish library branches within incorporated cities of Wake County.

H. B. 1184. An Act to provide for an election in the City of Kinston and the Kinston School District on the question of levying an ad valorem tax for the operation of a bus system.

H. B. 1185. An Act to incorporate the Town of Bunnlevel in Harnett County, North Carolina.

H. B. 1191. An Act to amend Chapter 9 of the General Statutes relating to the manner of drawing the jury panel in Johnston County.

H. B. 1201. An Act to exempt Lincoln County from the provisions of Chapter 1235 of the Session Laws of 1959 relating to the recording of plats.

H. B. 1202. An Act to fix the compensation of the Mayor of the Town of Shallotte in Brunswick County.

H. B. 1203. An Act fixing fees, commissions, and costs to be collected by the Clerk of the Superior Court of Ashe County, North Carolina.

H. B. 1204. An Act to fix the compensation of the Chief Deputy Sheriff of Currituck County.

H. B. 1205. An Act to amend General Statutes 153-9 so as to authorize the County Commissioners of Currituck County to assist financially the soil conservation services.

H. B. 1206. An Act to amend Chapter 956 of the 1959 Session Laws to provide authority for special county law enforcement officers in Currituck to execute civil processes in said county.

H. B. 1207. An Act to appoint a Mayor and members of the town board of commissioners, and to provide for election of officers of the Town of Beargrass in Martin County.

H. B. 1208. An Act relating to local improvements in the City of Wilson.

H. B. 1211. An Act to authorize the governing body of the Town of Weldon in Halifax County to tax as a part of the court costs in all actions and cases heard in Mayor's Court of said Town of Weldon a patrol fee of \$2.00.

H. B. 1212. An Act to authorize the governing body of the Town of Weldon in Halifax County to sell and convey certain property owned by the Town of Weldon and known as "The Trash Dump" no longer needed for public use.

H. B. 1215. An Act to create a law enforcement officers relief fund for the Peace Officers' Association of Harnett County.

H. B. 1216. An Act to authorize the County Commissioners of Harnett County to appropriate funds to the Harnett County Livestock and Poultry Cooperative, Incorporated, to be used as a loan for the purpose of educational promotion concerning livestock and poultry.

H. B. 1218. An Act relating to a referendum upon the question of a special tax levy for Gaston School District in Northampton County.

H. B. 1219. An Act to amend Chapter 153 of the General Statutes relating to county officials and employees to make the same applicable to Northampton County.

H. B. 1220. An Act to amend Chapter 307, Session Laws of 1957, relating to salaries of the Chairman and members of the Board of County Commissioners of Northampton County.

H. B. 1224. An Act to create a law enforcement officers' emergency fund for the Lenoir County Peace Officers' Benefit Association.

H. B. 1232. An Act to amend General Statutes 9-4 relating to jurors in Mecklenburg County.

H. B. 1234. An Act to allow travel allowance to the Chairman and members of the Board of County Commissioners of Montgomery County.

H. B. 1249. An Act to confine and limit the territorial jurisdiction of the Fair Bluff Municipal Recorder's Court to Fair Bluff Township in Columbus County.

H. B. 1253. An Act to authorize the Transylvania County Board of Education to convey the abandoned Little River School property, or any part thereof, to the Little River Community Development Association.

On motion of Representative Kemp, the House takes a recess until 3:00 o'clock P. M.

#### AFTERNOON SESSION

June 21, 1961

The House meets pursuant to recess, Mr. Speaker Hunt presiding.

On motion of Representative Bell, John E. Riddell, III, of Carteret County is made an honorary page of the House of Representatives.

#### HOUSE RESOLUTION

### A RESOLUTION EXPRESSING APPRECIATION OF THE GENERAL ASSEMBLY FOR SERVICES RENDERED BY THE INSTITUTE OF GOVERNMENT.

WHEREAS, the services rendered by the Legislative Staff of the Institute of Government in the analysis of bills, the daily report of calendar action, the preparation of daily and weekly bulletins, and the rendering of research assistance to the members of the General Assembly has been of great value to the members of the General Assembly, and also to State, county and city officials and to interested citizens throughout the State of North Carolina:

*Now, therefore, be it resolved by the House of Representatives:*

Section 1. The General Assembly of North Carolina expresses its sincere appreciation to the Legislative Staff of the Institute of Government for the valuable assistance rendered by it to the members of the General Assembly in the conduct of the business of the State of North Carolina during the 1961 session of the General Assembly of North Carolina.

Section 2. This Resolution shall take effect immediately upon its adoption, and the Chief Clerk is directed to send a copy thereof to Albert Coates, Director of the Institute of Government, University of North Carolina."

On motion of Representative Kiser, the resolution is adopted.

#### REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Representative Zollicoffer, for the Committee on Calendar.

S. B. 161, a bill to be entitled an act to appropriate funds for improving cotton production and the marketing of cotton.

With a favorable report.

On motion of Representative Zollicoffer the rules are suspended and the bill is placed on the Calendar.

S. B. 506, a bill to be entitled an act to amend Article 5 of Chapter 105 of the General Statutes to provide a retail sales tax exemption for independent newspaper peddlers.

With a favorable report.

On motion of Representative Zollicoffer the rules are suspended and the bill is placed on the Calendar.



S. B. 510, a bill to be entitled an act to repeal S. B. 433, ratified as Chapter 729 of the Session Laws of 1961.

With a favorable report.

On motion of Representative Zollicoffer the rules are suspended and the bill is placed on the Calendar.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

H. B. 508, a bill to be entitled an act to amend General Statutes 160-226.3 to provide for the more orderly development of subdivisions within municipal jurisdiction.

Returned for concurrence in Senate amendments.

On motion of Representative Crawford the House concurs in the Senate amendments and the bill is ordered enrolled.

H. B. 751, a bill to be entitled an act to appropriate funds to provide for the preservation, maintenance and operation of the Cupola House and the Penelope Barker House in Chowan County.

Returned for concurrence.

On motion of Representative Byrum the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 899, a bill to be entitled an act to rewrite Article 31, Chapter 115, North Carolina General Statutes, relating to licensing private business, trade and correspondence schools.

Returned for concurrence.

On motion of Representative Henley the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 926, a bill to be entitled an act relative to the compensation of the sub-officers of the General Assembly.

On motion of Representative High the House fails to concur in the Senate amendment and a conference committee is requested.

The following are appointed as conferees on the part of the House and the Senate is so notified: Representatives Byrum, Hicks, Britt, Eagles, and Leatherman.

H. B. 1177, a bill to be entitled an act to appropriate funds for visually handicapped students in North Carolina.

Returned for concurrence.

On motion of Representative Dolley the House concurs in the Senate amendment and the bill is ordered enrolled.

S. B. 511, a bill to be entitled an act to amend General Statutes 87-43.

Passes first reading and placed on Calendar.

On motion of Representative Vaughn the rules are suspended and the bill is placed on its immediate passage.

Passes its second and third readings and is ordered enrolled.

S. B. 512, a bill to be entitled an act to appropriate to the respective correctional schools additional amounts required to provide salary increases for their institutional personnel equivalent to salary increases provided by Chapter 833 of 1961 Session Laws for similar personnel in the public schools for 1961-63 biennium.

Passes first reading and placed on the calendar.

On motion of Representative Johnson the rules are suspended and the bill is placed on its immediate passage.

Passes its second and third readings and is ordered enrolled.

#### SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER

Wednesday, June 21, 1961

*Mr. Speaker:*

Pursuant to your notice that the House failed to concur in the Senate Amendment to H. B. 926, entitled "a bill to be entitled an act relative to the compensation of the sub-officers of the General Assembly," and request for a conference and the appointment of conferees on the part of the House, the President has appointed as conferees on the part of the Senate, Senators Jordan, Clark and Warren of Sampson, to the end that the differences existing between the two Houses may be adjusted.

Respectively,  
S. RAY BYERLY,  
*Principal Clerk*

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. R. 1262, a joint resolution by the General Assembly of North Carolina providing for adjournment on Thursday, June 22, 1961.

Passes its second and third readings and is ordered sent to the Senate.

S. B. 161, a bill to be entitled an act to appropriate funds for improving cotton production and the marketing of cotton.

Passes its second and third readings and is ordered enrolled.

S. B. 506, a bill to be entitled an act to amend Article 5 of Chapter 105 of the General Statutes to provide a retail sales tax exemption for independent newspaper peddlers.

Passes its second and third readings and is ordered enrolled.

S. B. 510, a bill to be entitled an act to repeal S. B. 433, ratified as Chapter 729 of the Session Laws of 1961.

Passes its second and third readings and is ordered enrolled.

Representative Hicks offers the following conference report:  
To the President of the Senate and the Speaker of the House of Representatives:

The Committee of Conferees on Committee Substitute for H. B. 926 entitled "a bill to be entitled an act relative to the compensation of the sub-officers of the General Assembly," begs leave to report that they have agreed as follows:

1. That the House concur in amending Committee Substitute for H. B. 926 in the following respects:

Amend same by striking out the words "twenty-two dollars" in line 7 and substituting in lieu thereof "twenty-four dollars".

Further amend same by striking out the words "twenty-two" in line 13 and substituting in lieu thereof the words "twenty-four".

2. That the Senate concur in amending Committee Substitute for H. B. 926 in the following respects:

Amend same by striking out the words "twenty-two dollars" in line 7 and substituting in lieu thereof "twenty-four dollars".

Further amend same by striking out the words "twenty-two" in line 13 and substituting in lieu thereof the words "twenty-four".

Respectfully submitted,  
S/ JOHN JORDAN, *Chairman*

EDWARD B. CLARK

STEWART B. WARREN

Conferees on the part of the Senate

ERNEST L. HICKS, *Chairman*

J. E. EAGLES

ALBERT G. BYRUM

J. E. LEATHERMAN

D. M. BRITT

Conferees on the part of the House

The House adopts the Conference Report and the Senate is so notified.



## SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER

Wednesday, June 21, 1961

*Mr. Speaker:*

It is ordered that a message be sent your Honorable Body with the information that the Senate has adopted the report of the conferees on H. B. 926, entitled "a bill to be entitled an act relative to the compensation of the sub-officers of the General Assembly," to the end that when a similar action has been taken on the part of the House, you may order the bill enrolled.

Respectfully,

S. RAY BYERLY, *Principal Clerk*

The House having previously adopted a similar report, the bill is ordered enrolled.

On motion of Representative Gregory of Harnett, duly seconded, the House adjourns to meet tomorrow at 10 o'clock A. M.

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**ONE HUNDRED SIXTEENTH DAY**

HOUSE OF REPRESENTATIVES

Thursday, June 22, 1961

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hunt.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Jones, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Harris of Wake, William P. Hogarth of Wake County is made an honorary page of the House of Representatives.

On motion of Representative Wood, Martha Eula Greenwood and John Decatur Greenwood of Wake County are made honorary pagette and page of the House of Representatives.

On motion of Representative Umstead, Margaret and Charlie Heath of Orange County are made honorary pagette and page of the House of Representatives.

On motion of Representative Wooten, John Thomas Braswell of Wayne County is made an honorary page of the House of Representatives.

On motion of Representative Harding the courtesies of the floor are extended the Honorable Frank Bryant, a former member of the House from Yadkin County.

On motion of Representative Umstead, Marion W. Benfield, III, Robbin Lee Benfield, and Robert Christopher Benfield of Orange County are made honorary pages of the House of Representatives.

Mr. Speaker Hunt makes Jennie Zollicoffer, daughter of Representative Zollicoffer of Vance County, an honorary page of the House of Representatives.

Mr. Speaker Hunt makes Nedra Ann Bigelow and William Edward Bigelow, niece and nephew of Mrs. Inez S. Plonk, from Lima, Ohio, honorary page of the House of Representatives.

Mr. Speaker Hunt makes Susan Foltz and Cathy Foltz of Wake County; Debbie Hinton, Meredith Foltz and Richard Foltz of Guilford County honorary pages of the House of Representatives.

Mr. Speaker Hunt makes Elizabeth, Sally, Jean, Molly, Hollyday Kemp of Wayne County honorary pages and Robert L. Jr., Phillip, Jr., and William Kemp, III, of Wayne County pages of the House of Representatives.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representatives Spruill and Wall:

H. B. 1263, a bill to be entitled an act relating to the compensation of the sergeants-at-arms and the reading clerks of the House of Representatives and the Senate.

On motion of Representative Spruill the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

H. B. 1011, a bill to be entitled an act to amend General Statutes 143-129 so as to require sealed competitive bids.

Returned for concurrence.

On motion of Representative Frink the House concurs in the Senate amendment and the bill is ordered enrolled.

S. R. 513, a joint resolution requesting the Advisory Budget Commission to make recommendations to the 1963 Session of the General Assembly for the establishment of State policy with respect to all appropriations relating to sites having historical or other significance to the State.

Passes first reading and placed on Calendar.

On motion of Representative Davis of Lenoir the rules are suspended and the bill is placed on its immediate passage.

Passes its second and third readings and is ordered enrolled.

#### ENROLLED BILLS

Representative Britt, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 1122. A Joint Resolution creating a commission to study the impact of State sovereignty upon financing of local governmental services and functions in North Carolina.

S. R. 456. A Joint Resolution memorializing the Congress of the United States, the members of the Congress from the State of North Carolina and the Secretary of Commerce to enact suitable legislation to regulate correspondence schools and their solicitors as to their activities in the several states.

H. R. 335. A Joint Resolution commending the members of the commission to study the cause and control of cancer in North Carolina together with the North Carolina Division of the American Cancer Society, the Medical Society of North Carolina and the State Board of Health, and providing for the continuance of this commission during the next biennium.

S. B. 129. An Act to amend Chapter 24 of the General Statutes so as to authorize corporations to pay any rate of interest agreed upon on loans equal to or in excess of thirty thousand dollars.

S. B. 148. An Act to establish annual awards for outstanding achievements by citizens of North Carolina.

S. B. 161. An Act to appropriate funds for improving cotton production and the marketing of cotton.

S. B. 162. An Act to provide for the improvement and maintenance of the Caswell Burial Site in Lenoir County.

S. B. 226. An Act to provide for instructions for educable mentally handicapped children.

S. B. 362. An Act to establish minimum speed limits on certain portion of the highways.

S. B. 396. An Act relating to deductions of contributions for income tax purposes.



S. B. 402. An Act to amend Chapter 57 of the General Statutes and various sections of Chapter 58 of the General Statutes related thereto in order to make the same applicable to dental service corporations.

S. B. 446. An Act to amend Sections 58-53.1 and 58-53.3 of the General Statutes so as to provide the same shall apply to all contracts of insurance procured in foreign and alien insurance companies not authorized to transact business in this State.

S. B. 457. An Act to amend General Statutes 120-43 relating to filing of written authorizations by lobbyists.

S. B. 459. An Act relating to the North Carolina State Art Society.

S. B. 464. An Act to repeal General Statutes 75-3 relating to burden of proof as to reasonableness in actions involving combinations in the form of trusts and conspiracies in restraint of trade.

S. B. 469. An Act to amend Chapter 1039 of the Session Laws of 1959 relating to capital improvements for State institutions and agencies.

S. B. 472. An Act to amend Subsection 16(c) of Section 130-128 of the General Statutes relating to application of capital reserve funds of sanitary districts.

S. B. 479. An Act to prohibit certain business activities on Sunday.

S. B. 486. An Act relating to travel expense allowances of persons designated to represent the Governor.

S. B. 487. An Act to authorize the Governor and Council of State to employ special personnel to investigate and prosecute violations of North Carolina law relating to athletic contests.

S. B. 491. An Act to designate Bellamy's Lake in Brinkleyville Township in Halifax County a private lake.

S. B. 493. An Act to authorize the Director of the Budget to transfer forty thousand dollars in 1960-1961 surplus East Carolina College operating and maintenance funds to capital improvement funds for the purpose of purchasing science laboratory equipment.

S. B. 499. An Act to amend Chapter 125 of the General Statutes relating to the powers of the North Carolina State Library.

S. B. 503. An Act to amend Chapter 833 of the 1961 Session Laws in order to correct a clerical omission of a line of text therein.

S. B. 506. An Act to amend Article 5 of Chapter 105 of the General Statutes to provide a retail sales tax exemption for independent newspaper peddlers.

S. B. 510. An Act to repeal S. B. 433, ratified as Chapter 729 of the Session Laws of 1961.

S. B. 511. An Act to amend General Statutes 87-43.

S. B. 512. An Act to appropriate to the respective correctional schools additional amounts required to provide salary increases for their instructional personnel equivalent to salary increases provided by Chapter 833 of 1961 Session Laws for similar personnel in the public schools for 1961-63 biennium.

H. B. 500. An Act to amend General Statutes 47-17.1 relating to the filing of papers for probate by the Clerk of the Superior Court of Forsyth County, North Carolina.

H. B. 508. An Act to amend General Statutes 160-226.3 to provide for the more orderly development of subdivisions within municipal jurisdiction.

H. B. 711. An Act to amend Section 3, Article V, and Section 5, Article V, of the Constitution of North Carolina relative to the power of the General Assembly to exempt and to classify property for ad valorem tax purposes.

H. B. 751. An Act to appropriate funds to provide for the preservation, maintenance and operation of the Cupola House and the Penelope Barker House in Chowan County.

H. B. 813. An Act appropriating to the Moore's Creek Battleground Association the sum of five hundred dollars for each year of the biennium for the celebration of the Battle of Moore's Creek Bridge.

H. B. 843. An Act to amend General Statutes 20-38 (bb) with regard to the definition of special mobile equipment for vehicle registration purposes.

H. B. 848. An Act to promote the development of community alcoholism programs.

H. B. 849. An Act to amend Chapter 47 of the General Statutes so as to provide for the filing of memoranda of leases and options for registration.

H. B. 899. An Act to rewrite Article 31, Chapter 115. North Carolina General Statutes relating to licensing private business, trade, and correspondence schools.

H. B. 925. An Act to fix the compensation of employees of the General Assembly.

H. B. 926. An Act relative to the compensation of the sub-officers of the General Assembly.

H. B. 983. An Act appropriating to Boys Home of North Carolina, Incorporated, of Lake Waccamaw, North Carolina, the sum of eighty-seven thousand dollars.

H. B. 1014. An Act for the relief of Charlie B. Goodman.

H. B. 1027. An Act to establish an Advisory Commission for the State Museum of Natural History.

H. B. 1030. An Act to amend Article I, Chapter 143, of the General Statutes of North Carolina relating to the Executive Budget Act.

H. B. 1040. An Act to amend General Statutes 113-104 relating to hunting with bow and arrow.

H. B. 1042. An Act to furnish the Chairman of the State Board of Education with a secretary and to appropriate funds for the compensation of said secretary.

H. B. 1054. An Act to amend General Statutes 1-539.7 pertaining to appeals from courts of justices of the peace.

H. B. 1056. An Act to amend the General Statutes relating to the termination of probation, arrest, and subsequent disposition.

H. B. 1057. An Act to amend General Statutes 122-50 relating to records of allegedly mentally disordered persons.

H. B. 1062. An Act to amend Article 11 of Chapter 54 of the General Statutes, relating to the powers of credit unions.

H. B. 1082. An Act to prohibit the simulation of summonses, warrants, writs or other court process in connection with the collection of any claim, demand or account.

H. B. 1085. An Act to amend Chapter 113 of the General Statutes relating to commercial fisheries by clarifying the provisions of existing laws, regulating the establishment of taking of shrimp and oysters for personal use and authorizing the director to suspend licenses upon conviction of violations.

H. B. 1086. An Act to expand the salt marsh mosquito control program by drainage and diking marsh lands.

H. B. 1091. An Act to amend General Statutes 1-105 relating to service of process upon nonresident drivers of motor vehicles.

H. B. 1094. An Act to authorize the governing boards of certain state educational institutions to register and regulate motor vehicles maintained and operated by students therein on the campuses thereon.

H. B. 1102. An Act to provide a penalty for the transmittal of obscenity into the State of North Carolina.

H. B. 1118. An Act to amend General Statutes 143 known as the Executive Budget Act in order to clarify the authority of the State to operate a central payroll unit and make deposits and disbursements necessary to such operation.

H. B. 1119. An Act amending General Statutes 14-250 relating to the marking of publicly owned vehicles.

H. B. 1121. An Act to establish a law library for the public officials and courts in Brunswick County, and to provide for equipping and furnishing the courtroom in the Brunswick County Courthouse.



H. B. 1125. An act relating to the disposal of dead and diseased poultry at commercial poultry farms.

H. B. 1128. An Act to amend Chapter 156 of the General Statutes, as amended, relating to drainage districts, for the purpose of substituting the words "Department of Water Resources" in place of the words "Board of Conservation and Development".

H. B. 1131. An Act to provide for the allocation of county-wide outlay funds for an industrial education center.

H. B. 1146. An Act to amend General Statutes 97-7 to clarify the status of governmental units acting as self-insurers under the Workmen's Compensation Act of North Carolina.

H. B. 1162. An Act to require the County Commissioners of Chatham County to turn into the general fund all taxes collected for the year 1959 and all prior years.

H. B. 1165. An Act to amend H. B. 827, ratified June 6, 1961, and to be codified as Chapter 661 of the 1961 Session Laws relating to service of process upon nonresident operators of watercraft.

H. B. 1166. An Act to amend General Statutes 105-85 to limit laundry license taxes levied by cities and towns.

H. B. 1168. An Act to provide for a Curator to work in the State Museum of Natural History and the Wade Hampton Museum.

H. B. 1176. An Act authorizing the Board of County Commissioners of Ashe County to levy a special tax for the construction of a county office building to house the welfare department and other county offices and agencies.

H. B. 1177. An Act to appropriate funds for visually handicapped students in North Carolina.

H. B. 1181. An Act to amend General Statutes 7-70 relating to the availability for assignment of judges in certain districts.

H. B. 1198. An Act to appropriate funds for the Department of Labor, Apprenticeship Training Division.

H. B. 1210. An Act to tax certain court costs in Lincoln County for the benefit of the Lincoln County Memorial Library.

H. B. 1217. An Act to increase the civil jurisdiction of the Harnett County Recorder's Court; to provide for appeals to Superior Court.

H. B. 1222. An Act to authorize the enactment of an ordinance regulating the subdivision of land within the City of Fayetteville and one mile thereof and other purposes.

H. B. 1223. An Act to appropriate from the Contingency and Emergency Fund the sum of fifteen thousand dollars to the North Carolina Symphony Society, Incorporated, to cover a deficit in operating expenses for the fiscal year 1960-1961.

H. B. 1226. An Act to amend Article 5 of Chapter 105 of the General Statutes by repealing the tax on wholesale sales.

H. B. 1231. An Act to amend General Statutes 113-15.1 relating to the authority of the division of community planning of the Department of Conservation and Development.

H. B. 1239. An Act to appropriate funds for the purchase of land for the Piedmont Research Station in Rowan County.

H. B. 1241. An Act to increase the length of the term of office of the judge of the Domestic Relations Court of Guilford County from two to four years.

H. B. 1243. An Act to amend General Statutes 160-181.2 relating to municipal zoning authority.

H. B. 1246. An Act to amend General Statutes 105-101 by striking out the requirement of a tax of \$2.50 on the affixing of the great seal of the State to any commission.

H. B. 1248. An Act relating to the office of treasurer of Greene County.

H. B. 1251. An Act to amend H. B. 985, ratified June 15, 1961, relating to the Municipal Court of the City of High Point.

H. B. 1252. An Act to amend H. B. 461, ratified June 17, 1961, relating to licensing and regulating water well diggers.

H. B. 1256. An Act to authorize the City Council of the City of Henderson to lease certain property privately or after public advertisement.

H. B. 1257. An Act relating to the salaries of certain employees of the Attorney General's Department.

H. B. 1260. An Act to amend H. B. 182 relating to the hunting and taking of amphibians in North Carolina.

H. B. 1261. An Act to amend H. B. 1140, ratified June 17, 1961, relating to nomination and selection of the members of the Whiteville City Board of Education.

S. R. 513. A Resolution requesting the Advisory Budget Commission to make recommendations to the 1963 Session of the General Assembly for the establishment of State policy with respect to all appropriations relating to sites having historical or other significance to the State.

H. R. 1262. A Joint Resolution by the General Assembly of North Carolina providing for adjournment on Thursday, June 22, 1961.

H. B. 1011. An Act to amend General Statutes 143-129 so as to require sealed competitive bids.

Representative Spruill moves that when the House adjourns sine die it do so honoring the memory of the Honorable John Kerr, Sr., long time Congressman from the Second Congressional District. The motion is duly seconded and carried.

## SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER

Thursday, June 22, 1961

*Mr. Speaker:*

You are respectfully advised that the business of the Senate has been concluded and that Body will be ready to open the doors of the Senate immediately upon receipt of information from your Honorable Body that you are ready to open your doors, that the gavels may fall simultaneously and adjournment may be declared sine die.

Respectfully,

S. RAY BYERLY, *Principal Clerk*

Pursuant to the information contained in the above Senate message, and resolution heretofore adopted, the House of Representatives having completed the business before it, a message is ordered sent to the Senate informing that Honorable Body that the House stands ready for adjournment.

The doors of the House of Representatives and the Senate are thrown open, the President is perceived standing, ready to let fall the gavel, the hour for adjournment fixed by Joint Resolution and passed by the two Houses having arrived, the Speaker of the House of Representatives declares the House of Representatives of the General Assembly of North Carolina, Session 1961, adjourned sine die.

JOSEPH M. HUNT, JR., *Speaker*  
*House of Representatives*  
Session 1961

ANNIE E. COOPER, *Principal Clerk*  
*House of Representatives*  
Session 1961



INVENTORY OF OFFICE FURNITURE, FIXTURES  
AND OTHER PROPERTY*In Principal Clerk's Office:*

- 2 Executive desks
- 2 Typist desks
- 2 Oak revolving chairs
- 2 Typist chairs
- 1 Steele filing cabinet (3 drawers)
- 1 Steele filing cabinet (4 drawers)
- 1 Goose neck lamp
- 1 Pencil sharpener
- 2 6 x 8 Shaw Walker card files
- 2-sectional bill file
- 2 Desk pens and holders
- 2 Numbering machines
- 1 Dictionary
- Supply of rubber stamps, clip boards, wire letter trays, waste baskets, ash trays and miscellaneous items of small office supplies.

*In Journal Office:*

- 1 Wood movable desk chair
- 1 Wood chair straight
- 4 Small two drawer desks
- 1 Table
- 1 Goose neck desk light
- 1 Metal file cabinet
- 3 Typist chairs

*In Engrossing Office:*

- 4 Large Typewriter desks
- 8 Goose neck lamps
- 12 Small two (2) drawer desks
- 3 Desk chairs
- 1 Screen
- 4 Straight chairs
- 2 Committee Assignment Bulletin Boards
- 2 Hat racks
- 1 3 Way floor lamp

*In Sergeant-at-Arms Department:*

- 3 Desk chairs (2 metal—1 wood)
- 54 Straight chairs
- 1 Revolving high back chair (Old Speaker's Chair)
- 4 Round back straight arm chairs
- 160 Waste baskets
- 90 Glass ash trays
- 4 Small office desks (2 drawers)
- 2 Attached desk lights
- 1 Roll top desk with attached desk light
- 3 Ice water coolers
- 1 10 gallon stone water cooler

- 4 Paper cup dispensers
- 1 Glass front book case
- 1 Large open front book case
- 68 Brass cuspidors and rubber mats
- 106 Small ink wells
- 1 Aluminium pitcher
- 1 Pencil sharpener
- 3 (2 metal hat racks—1 wood hat rack)

*In Speaker's Office:*

- 1 Executive desk
- 1 Leather arm chair
- 1 Typist desk
- 1 Leather typist chair
- 1 Set brass andirons and fender
- 1 4-drawer steel file

AMOUNTS PAID MEMBERS, OFFICERS, AND EMPLOYEES OF  
THE NORTH CAROLINA HOUSE OF REPRESENTATIVES  
SESSION OF 1961

*Organizing House*

	No. of Days	Amount
Mrs. Annie E. Cooper.....	30	\$ 628.00
Mrs. Lula S. Satisfy.....	15	225.00
Mrs. Iva Andrews.....	6	102.00
Mrs. Shelton Pritchard.....	6	102.00
Mrs. Florence Simms.....	7	91.00
Mrs. Anne Stronach.....	7	91.00
Mrs. Edna Noe.....	2	30.00
Mrs. Sally Swift.....	2	30.00
Mrs. Kathleen Byrd.....	2	15.00
Miss Irma Fleming.....	2	34.00
Mrs. Marie Wiley.....	2	30.00
Mrs. Frances O. Newhouse.....	6	78.00
Mrs. Nancy S. Reid.....	7	105.00
Mrs. Inez Plonk.....	9	131.00
Mrs. Sallie N. Roberts.....	2	15.00
Mr. Phillip L. Ceglia.....	1	7.50
Mr. Joseph H. Warren.....	16	270.00
Claude Bizzell.....	9	79.00
Walter Bryce.....	2	18.00
Alec Goode, Jr.....	16	135.00
Carlton Hood.....	3	13.50
Eli P. McKoy.....	2	18.00
Charlie A. Robertson.....	9	79.00
Edward B. Rogers.....	2	18.00
George Rufus Thomas.....	2	18.00
		<hr/>
		\$2,363.00

*Membership*

	Per Diem	Subsistence	Mileage
Joseph M. Hunt, Jr., Speaker.....	\$ 2,400.00	\$ 1,620.00	\$ 235.20
119 members @ \$15.00.....	213,975.00	192,504.00	453,021.15
	<hr/> \$216,375.00	<hr/> \$194,124.00	<hr/> \$453,256.35

*Speaker's Office*

	No. of Days	Amount
Mrs. Inez S. Plonk.....	157	\$2,355.00
Reverend Alphonso Jordan, Chaplain.....	135	1,350.00
		<hr/> \$3,705.00

*Principal Clerk's Office*

	No. of Days	Per Diem	Mileage
Mrs. Annie E. Cooper, Principal Clerk.....	157	\$ 3,768.00	\$
Mrs. Iva B. Andrews, Calendar Clerk.....	157	2,669.00	15.40
Mrs. Shelton T. Pritchard, Journal Clerk.....	157	2,669.00	
Mrs. Lucille S. Coburn, Asst. Journal Clerk.....	157	2,355.00	4.60
Mrs. Letha P. McCurdy, Asst. Journal Clerk.....	157	2,355.00	
Mrs. Louise W. Murphy, Asst. Journal Clerk.....	157	2,355.00	
Mrs. Mary Pollard, Asst. Calendar Clerk.....	157	2,355.00	26.00
Mrs. Marie Wiley, Asst. Journal Clerk.....	138	2,040.00	
Mrs. Margaret Birrell, Asst. Journal Clerk.....	110	1,650.00	
Mrs. Ruth Fountain, Asst. Calendar Clerk.....	136	2,040.00	
Mrs. Edna Noe, Asst. Calendar Clerk.....	157	2,355.00	
Mrs. Sally M. Swift, Disbursing Clerk.....	157	2,355.00	
Mrs. Adele Dunn, Disbursing Clerk.....	24	360.00	
Mrs. Lena J. Pritchard, Disbursing Clerk.....	108	1,620.00	
Mr. Philip L. Ceglia, Asst. Calendar Clerk.....	135	1,012.50	



Mrs. Arlene C. Pulley,		
Asst. Calendar Clerk .....	129	1,935.00
Mrs. Nancy S. Reid,		
Asst. Calendar Clerk .....	136	2,040.00
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		\$ 35,933.50    \$ 46.00

*Reading Clerk*

William J. Arthur .....	135	\$ 2,430.00	\$ 6.00
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*Engrossing Office*

	No. of Days	Per Diem	Mileage
Miss Irma Fleming, Engrossing Clerk .....	157	\$ 2,669.00	\$ 17.00
Mrs. Sara S. Armstrong .....	135	1,755.00	
Mrs. Lynda Brady .....	135	1,755.00	
Mrs. Joyce S. Browning .....	51	663.00	
Mrs. Nan B. Crawford .....	135	1,755.00	3.40
Mrs. Amelia D. Grimes .....	135	1,755.00	
Mrs. Jean H. Ladd .....	114	1,482.00	2.00
Mrs. Frances O. Newhouse .....	136	1,768.00	
Mrs. Bettie H. Rorie .....	99	1,287.00	
Mrs. Florence B. Simms .....	135	1,755.00	
Mrs. Faye M. Smith .....	135	1,755.00	3.40
Mrs. Barbara T. Springfield .....	135	1,755.00	1.40
Mrs. Anne P. Stronach .....	135	1,755.00	
Mrs. Janice Swicegood .....	86	1,118.00	
Mrs. Eliza Wahmann .....	135	1,755.00	21.00
Mrs. Jeanne F. Wilder .....	135	1,755.00	
Mrs. Mary J. Williamson .....	119	1,547.00	
Mrs. Annie E. Jones .....	16	208.00	35.00
		<hr/>	<hr/>
		\$ 28,565.00	\$ 83.20

*Printed Bills Office*

Mrs. Hilda Denton .....	135	1,755.00	11.20
Mrs. Dorothy O'D. Lefort .....	135	1,755.00	
Mrs. Margaret D. Mitchiner .....	135	1,755.00	
Mrs. Lucinda Smith .....	135	1,755.00	
Mrs. Anne M. Twiggs .....	135	1,755.00	
		<hr/>	<hr/>
		\$ 8,755.00	\$ 11.20

*Committee Clerks*

	No. of Days	Per Diem	Mileage
Rose Lee Allen, Military Affairs .....	113	1,469.00	
Sue H. Atkins, Employment Security .....	120	1,560.00	

Marian Aycock, Judiciary No. 1.....	127	1,651.00	
Gretchen Barnette, Congressional Districts.....	135	1,755.00	
Dell M. Bethune,			
Court and Judicial Districts.....	120	1,560.00	
Mary P. Braswell, Education.....	127	1,651.00	47.00
Alta B. Chalmers, Banks and Banking.....	110	1,440.00	
Matilda E. Cordon,			
Elections and Election Laws.....	120	1,560.00	
Elizabeth B. Cranford, Insurance.....	122	1,586.00	
Billie W. Cyrus, Agriculture.....	122	1,586.00	
Anne V. Davis, Finance.....	154	2,310.00	
Virginia DeVane, Penal Institutions.....	120	1,560.00	28.00
Evelyn T. Doughty, Commercial			
Fisheries and Oyster Industry.....	126	1,638.00	
Geraldine P. Dunham, Public Utilities.....	120	1,560.00	
Mary Louis Ellis,			
Constitution Amendments.....	120	1,560.00	
Sara B. Fink, Health.....	121	1,573.00	
Hollis P. Gehweiler, Judiciary No. 2.....	120	1,560.00	
Dess M. Gurganus, Salaries and Fees.....	130	1,690.00	
Alice F. Herring, Appropriations.....	153	2,295.00	9.40
Eugenia Herring, Senatorial Districts.....	113	1,469.00	
Ann F. Jones, State Government.....	122	1,586.00	
Mary Frances Kelly, Minority Party.....	126	1,638.00	
Katharine C. McKimmon,			
Local Government.....	135	1,755.00	
Alma B. Moore, Wildlife Resources.....	112	1,456.00	
Loraine E. Newsome,			
Counties, Cities and Towns.....	122	1,586.00	
Sue F. Odom,			
Conservation and Development.....	121	1,573.00	
Lillie P. Pearce, Corporations.....	122	1,586.00	
Sally W. Peele, Rules.....	128	1,664.00	2.00
Frances W. Prevatt, Higher Education.....	109	1,417.00	
Elizabeth Shaft, Mental Institutions.....	51	663.00	
Mary H. Telfair,			
Propositions and Grievances.....	135	1,755.00	
Judith W. Watts, Retirement.....	101	1,313.00	2.00
Joyce P. Wieland,			
Roads and Highway Safety.....	120	1,560.00	
Marion G. Williams, Public Welfare.....	121	1,573.00	
Rebecca Yancey,			
Manufacturers and Labor.....	120	1,560.00	3.60
		<hr/>	
		\$ 55,718.00	\$ 92.00

*Pages*

	No. of Days	Per Diem	Mileage
Robert A. Wicker, Head Page.....	135	\$ 1,080.00	\$ 8.80
Sarah Helen Harris.....	33	214.50	

Mary Elizabeth Garrett .....	19	123.50	
Saundra D. Archer .....	12	78.00	
David C. Arledge .....	5	32.50	48.60
William Russell Ayers .....	40	260.00	20.00
William Irwin Belk .....	5	32.50	28.80
Michael Joe Brewer .....	12	78.00	10.00
John Hugh Bryan .....	12	78.00	12.80
Diana Lynn Bullard .....	12	78.00	
Kaye Ruth Coates .....	65	422.50	5.40
Julia Elizabeth Collier .....	5	32.50	26.40
Henry Harward Courtney .....	45	292.50	39.60
Robert Edward Dalton .....	45	292.50	66.80
Robert Michael Daniel .....	40	260.00	7.20
Robert Haywood Davenport .....	12	78.00	17.80
William Thomas Dawkins .....	30	195.00	12.80
Thomas Young Dotson .....	5	32.50	12.60
Robert Kirk Eagles .....	5	32.50	11.60
Woodard Eason Farmer, Jr. ....	5	32.50	50.00
Ida Forbes .....	11	71.50	
Fleetus Lee Gobble, III .....	5	32.50	22.00
George Gordon Greenwood .....	12	78.00	47.00
Herbert Stevenson Hardy .....	12	78.00	15.00
Jimmy Hines Hardy .....	12	78.00	15.00
Nancy Lee Hassell .....	12	78.00	32.00
John T. Henley, Jr. ....	45	292.50	12.20
Robert Ray Henley .....	5	32.50	12.20
Gregory Sneed High .....	45	292.50	12.20
Sidney Raymond High .....	18	117.00	12.00
Mavis Helena Hill .....	11	71.50	34.60
Jean Annette Holcombe .....	5	32.50	50.00
John Ruffin Holder, III .....	12	78.00	20.80
Etta Elizabeth Hunt .....	12	78.00	15.60
John Robert Jackson .....	12	78.00	40.80
James Donald Jernigan .....	19	123.50	8.00
James Conrad Kelly .....	12	78.00	8.80
Gregg Daily Kemp .....	12	78.00	24.00
Joseph Earl Kinsey .....	12	78.00	12.80
Lovis Hugh Layne, Jr. ....	45	292.50	29.00
William Eagles Lovelace, Jr. ....	26	169.00	14.00
Katherine Taylor Lumsden .....	45	292.50	
Richard Byron Lupton .....	12	78.00	30.80
Perry Etha McCotter, Jr. ....	45	292.50	27.60
John Currie McFadyen .....	18	117.00	16.00
Robert E. McGaw .....	45	292.50	24.40
Mary McLaughlin .....	5	32.50	32.00
Gordon Andrew Minard .....	12	78.00	16.80
David Allen Moff .....	40	260.00	8.00
Camilla Daniel Moore .....	45	292.50	21.00
Larry Ichabod Moore, III .....	12	78.00	10.00
Lucinda Catherine Moore .....	39	253.50	
Robert Pittman Moore .....	19	123.50	14.00



Sara Newton Moore .....	12	78.00	9.60
John Lambert Murray, III .....	39	253.50	
Phyllis Geneva Nichols .....	40	260.00	7.00
Kenneth Eugene Parrish .....	11	71.50	
Thomas Franklin Phillips .....	40	260.00	12.40
Mary Poe .....	45	292.50	
Ralph B. Reeves, III .....	45	292.50	
Johnny William Reid .....	12	78.00	28.00
Alison Thomas Richbourg .....	45	292.50	16.80
William Frank Rosser .....	32	208.00	8.80
Cornelia Kinsey Sabiston .....	12	78.00	12.60
Paula Susan Satsky .....	45	292.50	
Bertha Anne Sermons .....	18	117.00	17.00
Thomas Gail Sinnett .....	5	32.50	32.00
Donald Choate Strauss .....	5	32.50	28.60
Sylvia Anne Strickland .....	32	208.00	9.00
Mary Anne Swindell .....	12	78.00	2.00
Gail Rosemary Taylor .....	12	78.00	12.60
Rufus Henry Temple, Jr. ....	12	78.00	15.60
Donald Wilson Turner .....	54	351.00	
Wallace Gray Upchurch .....	40	260.00	4.60
Michael Lee Vodak .....	12	78.00	61.40
Carolyn Elizabeth Wallace .....	25	162.50	19.00
Anne Walker White .....	39	253.50	
Frances Gay Whitehurst .....	45	292.50	22.40
James Marion Wilburn .....	12	78.00	28.00
James Wilson .....	45	292.50	15.00
William Zeno Wood, Jr. ....	5	32.50	22.00
James Anderson Woodard .....	16	104.00	21.20
Laura Elizabeth Worthington .....	12	78.00	16.00
Katheryne Kay Young .....	12	78.00	2.40
Adolphus Thomas Best, Jr. ....	12	78.00	4.60
		<hr/>	<hr/>
		\$ 13,343.00	\$ 1,446.40

*Sergeant-at-Arms Department*

	No. of Days	Per Diem	Mileage
J. H. Warren, Sergeant-at-Arms .....	157	\$ 2,826.00	\$ 10.00
Jake Nurkin .....	135	1,215.00	4.60
Fabins H. Stephenson .....	135	1,215.00	
A. P. Hobbs, Sr. ....	52	468.00	24.00
A. P. Hobbs, Jr. ....	33	297.00	24.00
Milton R. Gorham .....	112	1,008.00	
Tomisiav Landikusic .....	100	900.00	
Robert P. Bland .....	53	477.00	21.60
Wade O. Mangum .....	88	792.00	
James Edward Murray .....	135	1,215.00	
Robert Lee Pinnell .....	88	792.00	11.00
James M. Raby .....	135	1,215.00	66.80

Joseph A. Waller .....	130	1,170.00	
Morton S. Williams .....	135	1,215.00	9.00
Stephen G. Crawford .....	18	162.00	4.60
Claude Bizzell .....	135	1,215.00	
Walter Bryce .....	135	1,215.00	
Alec Goode, Jr. ....	135	1,215.00	
Eddie High .....	75	675.00	
Eli P. McKoy .....	135	1,215.00	
Pedro McKoy .....	138	1,242.00	
Charlie A. Robertson .....	157	1,413.00	
Edward B. Rogers .....	135	1,215.00	
George Rufus Thomas .....	135	1,215.00	
		<hr/>	
		\$ 25,436.00	\$ 175.60

*Joint Warrant Clerks*

	No. of Days	Per Diem	Mileage
Mrs. Kathleen Byrd .....	164	1,230.00	
Mrs. Sallie N. Roberts .....	164	1,230.00	
		<hr/>	
		\$ 2,460.00	

*Joint Porter*

Carlton Hood .....	142	\$ 639.00
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*Summary*

Departments	Per Diem	Mileage
Organizing House .....	\$ 2,363.00	\$
Speaker's Office .....	3,705.00	
Principal Clerk's Office .....	35,933.50	46.00
Reading Clerk .....	2,430.00	6.00
Engrossing Department .....	28,565.00	83.20
Committee Department .....	55,718.00	92.00
Pages .....	13,343.00	1,446.40
Printed Bills .....	8,755.00	11.20
Sergeant-at-Arms .....	25,436.00	175.60
Joint Warrant Clerks .....	2,460.00	
Joint Porter .....	639.00	
	<hr/>	<hr/>
Total .....	\$179,347.50	\$1,860.40
Representatives .....	\$216,375.00	
Representatives' Subsistence .....	193,719.00	42,757.35
	<hr/>	<hr/>
	\$589,441.50	44,617.75
	<hr/>	<hr/>
Grand Total .....		\$634,059.25





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**1961**



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#### Representative John T. Randall:

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#### Representative Roger R. Jackson, Jr.:

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## Representative Mrs. W. N. Cook:

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## Representative Liston B. Ramsey:

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## Representative W. W. Wall:

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## Representative David M. Britt:

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## Representative William G. Reid:

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## Representative Robert Leatherwood, III:

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